

STATE OF NEW YORK

9054

IN SENATE

January 28, 2026

Introduced by Sen. COMRIE -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to regulating electric scooter service platforms

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The vehicle and traffic law is amended by adding a new
2 article 34-E to read as follows:

ARTICLE 34-E

REGULATION OF ELECTRIC SCOOTER SERVICE PLATFORMS

Section 1290. Definitions.

1291. Limitations on location.

1292. Liability insurance.

1293. Rules and regulations.

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9 § 1290. Definitions. For the purposes of this article, the following
10 terms shall have the following meanings:

11 1. "Corral" means a location accessible to the public designated for
12 electric scooters to be parked when not in operation on a trip. Corral
13 shall not refer to a location where scooters are stored.

14 2. "Digital network" means any electronic system or service offered or
15 utilized by an electric scooter service platform that through the use of
16 an app accessed through a phone, tablet, computer, or a digital token,
17 digital key, or substantially similar technology, enables the unlocking,
18 access, operation, docking, charging, and payment for use of a scooter.

19 3. "Electric scooter service platform" means a person, corporation,
20 partnership, sole proprietorship, or other entity operating in New York
21 state that owns, leases, or controls more than two electric scooters and
22 provides them for use by the public, where access to and operation of
23 such scooters is through using a digital network.

24 4. "Trip" means the lawful operation of an electric scooter owned or
25 controlled by an electric scooter service platform, subsequent to
26 accessing such electric scooter through a digital network.

27 § 1291. Limitations on location. 1. No electric scooter owned, oper-
28 ated, or controlled by an electric scooter service platform shall be

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 placed on a public street at the conclusion of a trip except in a
2 corral.

3 2. No corral shall be located within five hundred feet of a school,
4 house of worship, library, senior center, or other area designated as
5 sensitive by the commissioner.

6 § 1292. Liability insurance. 1. No electric scooter, as defined in
7 section one hundred fourteen-e of this chapter shall be offered for use
8 through an electric scooter service platform unless it is covered by a
9 policy of insurance, in such language and form as shall be determined
10 and established by the superintendent of financial services. An electric
11 scooter service platform, through a group policy, shall maintain insur-
12 ance that provides financial responsibility coverage upon the operator
13 accessing a scooter through a digital network and throughout the dura-
14 tion of the operator's trip.

15 2. Such policy shall offer coverage of no less than twenty-five thou-
16 sand dollars per occurrence in the event of an accident involving an
17 app-based electric scooter service platform vehicle. Such coverage shall
18 be primary over any other coverage. It may be provided individually or
19 on a group basis by an authorized insurance company or through a duly
20 licensed excess line broker.

21 3. Such policy shall provide for coverage against loss from the
22 liability imposed by law for medical payments because of bodily injury
23 to or death of any person; and injury to or destruction of property
24 arising out of the ownership, maintenance, use, or operation of an elec-
25 tric scooter owned or controlled by an electric scooter service platform
26 while the operator has accessed an electric scooter through a digital
27 network and throughout the duration of the operator's trip. Such policy
28 shall not provide personal injury protection pursuant to article fifty-
29 one of the insurance law.

30 4. Proof of insurance as required by this section shall be produced
31 and displayed by an electric scooter service platform upon the request
32 of any person having authority to enforce the provisions of this chap-
33 ter. The failure to produce such proof upon the request of any such
34 person shall not be an offense but shall be presumptive evidence that
35 such electric scooter is being operated without having such insurance in
36 force and effect.

37 5. Proof of insurance as required by this section shall be produced
38 and displayed by the owner or operator of such electric scooter to any
39 person who has suffered or claims to have suffered either injury or
40 property damage as a result of the operation of such electric scooter,
41 if such insurance coverage was required under the circumstances of such
42 operation. It shall be an affirmative defense to any prosecution for a
43 violation of this subdivision that such proof was so produced or
44 displayed within twenty-four hours of receiving notice of such injury or
45 damage, or the claim of such injury or damage.

46 § 1293. Rules and regulations. The commissioner, following a public
47 hearing, shall promulgate such rules and regulations as are necessary to
48 effectuate the provisions of this article. In addition to any require-
49 ments expressly authorized by this article, such regulations may include
50 but not be limited to governing the placement of scooter corrals in
51 cities with a population over fifty thousand people. Such regulations
52 shall establish limits on the spacing, density, and total number of
53 corrals in a given geographic area. The commissioner shall be authorized
54 to publish a list of areas designated as sensitive locations in which
55 placement of a corral shall be prohibited.

1 § 2. This act shall take effect on the one hundred eightieth day after
2 it shall have become a law. Effective immediately, the addition, amend-
3 ment and/or repeal of any rule or regulation necessary for the implemen-
4 tation of this act on its effective date are authorized to be made and
5 completed on or before such effective date.