S T A T E O F N E W Y O R K

67--A

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. HEVESI, HOYT, BENEDETTO, JAFFEE, M. MILLER, ABBATE, CYMBROWITZ, CASTRO, BOYLAND, GABRYSZAK, DESTITO, MAISEL -- Multi-Sponsored by -- M. of A. CUSICK, GLICK, HIKIND, MARKEY, MENG, ROBINSON -- read once and referred to the Committee on Consumer Affairs and Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law and the general business law, in relation to the bicycle theft prevention awareness and education program

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 3 of section 94-a of the executive law is amended by adding a new paragraph 16 to read as follows:

(16) ESTABLISH A BICYCLE THEFT PREVENTION AWARENESS AND EDUCATION PROGRAM PURSUANT TO SECTION THREE HUNDRED NINETY-ONE-CC OF THE GENERAL BUSINESS LAW.

S 2. The general business law is amended by adding a new section 391-cc to read as follows:

S 391-CC. BICYCLE THEFT PREVENTION AWARENESS AND EDUCATION PROGRAM. 1. THE CONSUMER PROTECTION DIVISION OF THE DEPARTMENT OF STATE, HEREAFTER REFERRED TO IN THIS SECTION AS THE "CONSUMER PROTECTION DIVISION," AND IN CONJUNCTION WITH THE DIVISION OF STATE POLICE AND IN CONSULTATION WITH THE NEW YORK CITY POLICE DEPARTMENT AND NEW YORK CITY DEPARTMENT OF CONSUMER AFFAIRS, SHALL DEVELOP, IMPLEMENT, AND MAINTAIN AN ONGOING PUBLIC AWARENESS AND EDUCATION PROGRAM TO INFORM THE GENERAL PUBLIC OF SYSTEMS AND METHODS DESIGNED TO PREVENT BICYCLE THEFT, INCLUDING, BUT NOT LIMITED TO, PROPER METHODS FOR PARKING AND LOCKING BICYCLES, THE BENEFITS OF BICYCLE REGISTRATION, AND THE PROPER PROCEDURE FOR REPORTING BICYCLE THEFT.

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

LBD01564-02-1

2. THE CONSUMER PROTECTION DIVISION SHALL PRODUCE AND DISTRIBUTE EDUCATIONAL MATERIALS RELATED TO BICYCLE THEFT PREVENTION. SUCH MATERIALS SHALL INCLUDE REFERENCE TO BICYCLE REGISTRATION PROGRAMS ADMINISTERED BY MUNICIPALITIES AND OTHER APPROPRIATE ENTITIES. SUCH MATERIALS SHALL BE MADE AVAILABLE, UPON REQUEST, TO LAW ENFORCEMENT AGENCIES, EDUCATION INSTITUTIONS, COMMUNITY GROUPS, AND MUNICIPALITIES. THE CONSUMER PROTECTION DIVISION SHALL ALSO POST OR CAUSE TO BE POSTED THE CONTENTS OF SUCH EDUCATIONAL MATERIALS ON THE DIVISION'S INTERNET WEBSITE.

3. THE CONSUMER PROTECTION DIVISION SHALL PERIODICALLY REVIEW AVAILABLE DATA ON BICYCLE THEFT AND UPDATE THE INFORMATION ON BICYCLE THEFT PREVENTION AWARENESS PROVIDED IN ITS EDUCATIONAL MATERIALS AND ON ITS INTERNET WEBSITE, AS APPROPRIATE.

4. THE CONSUMER PROTECTION DIVISION SHALL ISSUE A WRITTEN REPORT, ON OR BEFORE APRIL FIRST NEXT SUCCEEDING THE DATE ON WHICH THIS SECTION SHALL HAVE BECOME A LAW TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE AND THE SPEAKER OF THE ASSEMBLY ON THE IMPLEMENTATION OF THIS SECTION AND ANY RECOMMENDATIONS FOR FURTHERING THE PURPOSE OF THIS SECTION.

S 3. This act shall take effect immediately.