STATE OF NEW YORK

10054

IN ASSEMBLY

May 2, 2024

Introduced by M. of A. DILAN -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to requirements for the rental of helmets

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

Section 1. Short title. This act shall be known and may be cited as the "safe helmet act".

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

§ 391-cc. Rental of helmets. 1. No person, corporation, association or partnership who rents helmets or provides helmets to customers as part of their business shall rent or provide a helmet that has previously sustained an impact.

2. (a) (i) Every person, corporation, association or partnership who rents helmets or provides helmets to customers as part of their business shall directly inquire from every customer about whether any impacts have been sustained to a rented or provided helmet upon the return of such helmet.

(ii) Every person, corporation, association or partnership who rents helmets or provides helmets to customers as part of their business shall keep a written record of every notification of an impact provided by a customer pursuant to subparagraph (i) of this paragraph.

(b) No person, corporation, association or partnership who rents helmets or provides helmets to customers as part of their business shall:

(i) charge a customer a fee or penalty if a helmet rented or provided to such customer sustained an impact while in the possession of such customer; or

(ii) provide a discount or incentive to a customer for returning a rented or provided helmet undamaged.

3. No person, corporation, association or partnership who rents helmets or provides helmets to customers as part of their business shall store a helmet which has sustained an impact with undamaged helmets.

§ 3. This act shall take effect on the ninetieth day after it shall have become a law.

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

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