# STATE OF NEW YORK

3073

2023-2024 Regular Sessions

# IN ASSEMBLY

February 2, 2023

Introduced by M. of A. PAULIN -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to requiring certain persons to wear a helmet when operating a class one or class two bicycle with electric assist

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

Section 1. Section 1238 of the vehicle and traffic law is amended by adding a new subdivision 5-d to read as follows:

**5-d. No person sixteen or seventeen years of age shall ride upon, propel or otherwise operate a class one bicycle with electric assist or a class two bicycle with electric assist unless such person is wearing a helmet meeting standards established by the commissioner. For the purposes of this subdivision, wearing a helmet means having a properly fitting helmet fixed securely on the head of such wearer with the helmet straps securely fastened.**

§ 2. This act shall take effect immediately.

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

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