

STATE OF NEW YORK

6985--A

Cal. No. 184

2025-2026 Regular Sessions

IN SENATE

March 27, 2025

Introduced by Sen. MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection -- recommitted to the Committee on Consumer Protection in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

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:

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

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

5 § 391-ccc. Rental of helmets. 1. No person, corporation, association
6 or partnership who rents helmets or provides helmets to customers as
7 part of their business shall rent or provide a helmet that has previous-
8 ly sustained an impact. For the purposes of this section, the term
9 "impact" shall mean any collision, strike, fall, or other contact
10 between a helmet and a surface or other object that is sufficient to
11 compromise the structural integrity of such helmet, whether or not
12 damage is visible.

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

18 (ii) Every person, corporation, association or partnership who rents
19 helmets or provides helmets to customers as part of their business shall

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

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1 keep a written record of every notification of an impact provided by a
2 customer pursuant to subparagraph (i) of this paragraph.

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

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

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

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

14 4. A person, corporation, association or partnership that rents or
15 provides helmets to customers as part of their business shall post a
16 notice clearly visible to customers, and provide to such customers at
17 the time of rental, with a written notice, printed or typed, setting
18 forth the requirements provided under this section.

19 5. Whenever there shall be a violation of this section, an application
20 may be made by the attorney general in the name of the people of the
21 state of New York, to a court or justice having jurisdiction by a
22 special proceeding to issue an injunction, and upon notice to the
23 defendant of not less than five days, to enjoin and restrain the contin-
24 uance of such violation; and if it shall appear to the satisfaction of
25 the court or justice that the defendant has, in fact, violated this
26 section, an injunction may be issued by the court or justice, enjoining
27 and restraining any further violations, without requiring proof that any
28 person has, in fact, been injured or damaged thereby. Whenever a court
29 shall determine that a violation of this section has occurred, the court
30 may impose a civil penalty of not more than one hundred dollars.

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