

STATE OF NEW YORK

1185--B

2025-2026 Regular Sessions

IN ASSEMBLY

January 9, 2025

Introduced by M. of A. TAPIA, DAVILA, DINOWITZ, SEAWRIGHT, HYNDMAN -- read once and referred to the Committee on Governmental Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law, in relation to establishing an e-bike safety program

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

1 Section 1. Section 1854 of the public authorities law is amended by
2 adding a new subdivision 27 to read as follows:

3 27. E-bike safety program. (a) For purposes of this subdivision, the
4 following terms shall have the following meanings:

5 (i) "Battery" means a storage battery in which an electrical current
6 is generated.

7 (ii) "Delivery service worker" means an individual who performs pick-
8 up, transportation, and delivery of food, goods, or packages for compen-
9 sation, whether through an app-based platform, a third-party network, or
10 direct employment by a business offering delivery services.

11 (iii) "E-bike" means a bicycle with electric assist as defined by
12 section one hundred two-c of the vehicle and traffic law.

13 (iv) "Unsafe e-bike" means an e-bike that is not certified by an
14 accredited testing laboratory for compliance with a battery stand-
15 ard referenced in UL 2849, UL 2271, or EN 15194, or such other safety
16 standard approved by the department of state pursuant to regulation.

17 (v) "Accredited testing laboratory" means a nationally recognized
18 testing laboratory as recognized by the federal occupational safety and
19 health administration or an independent laboratory that has been certi-
20 fied by an accrediting body to ISO 17025 or ISO 17065.

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

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1 (vi) "Program" means the program developed pursuant to paragraph (b)
2 of this subdivision.

3 (b) No later than two years after the effective date of this subdivi-
4 sion, the authority, in collaboration with the department of environ-
5 mental conservation and any other appropriate agency, shall develop and
6 administer a program to provide new e-bikes at reduced or no cost in
7 exchange for used unsafe e-bikes to delivery service workers, subject to
8 eligibility requirements established by the authority.

9 (c) Individuals utilizing e-bikes solely for recreational purposes
10 shall not be eligible for the program.

11 (d) To be eligible for a reduced or no cost e-bike under the program,
12 a delivery service worker applying to such program shall:

13 (i) have earned at least one thousand five hundred dollars over the
14 twelve months preceding the application submission period as a delivery
15 service worker;

16 (ii) own an eligible used unsafe e-bike that is in operable condition;

17 (iii) be at least eighteen years of age; and

18 (iv) reside in New York state.

19 (e) Within two years of the effective date of this subdivision, the
20 authority shall implement and administer this subdivision including
21 promulgating rules relating to the forms required to exchange a used
22 unsafe e-bike for a new e-bike, the required documentation for estab-
23 lishing eligibility, procedures and guidelines for exchanging a used
24 unsafe e-bike for a new e-bike, and the collection of economic impact
25 data from applicants and any other requirements the authority deems
26 necessary.

27 (f) All new e-bikes provided at reduced or no cost pursuant to the
28 program shall be certified by an accredited testing laboratory for
29 compliance with safety standards referenced in UL 2849, UL 2271, or EN
30 15194, or such other safety standard approved by the department of state
31 pursuant to regulation. Such certification or the logo, wordmark, or
32 name of such accredited testing laboratory shall be displayed on packag-
33 ing or documentation at the time of sale for a product or directly on
34 such product itself.

35 (g) The authority shall collaborate with relevant agencies to develop
36 and distribute educational materials and conduct outreach efforts to
37 inform eligible individuals about the program and the application proc-
38 ess for its services.

39 (h) No later than April first, two thousand twenty-eight, and annually
40 thereafter, the authority shall issue a report to the governor, the
41 temporary president of the senate, and the speaker of the assembly
42 detailing the status of the program. Such report shall at a minimum
43 include:

44 (i) the amount of funding dedicated by the authority for the program
45 in the preceding year;

46 (ii) the number of exchanges provided; and

47 (iii) any other information the authority deems necessary.

48 § 2. This act shall take effect immediately.