STATE OF NEW YORK

9363--A

2025-2026 Regular Sessions

IN ASSEMBLY

December 19, 2025

Introduced by M. of A. BERGER -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to electric scooter programs; and to amend the state finance law, in relation to establishing the street and sidewalk infrastructure fund

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

Section 1. The vehicle and traffic law is amended by adding a new section 1290 to read as follows:

§ 1290. Electric scooter programs. 1. As used in this section, the following terms shall have the following meanings:

(a) "Electric scooter program" shall mean any service operated by a city agency, including but not limited to the department of transportation, or a private organization or entity authorized through contract with a city agency, offering electric scooters for short-term public rental.

(b) "Operator" shall mean any person, firm, corporation, partnership, association, or other entity engaged in the business of managing or providing an electric scooter program.

2. Each operator shall remit to the department a fee to be determined by the commissioner, which shall be deposited into the street and sidewalk infrastructure fund established pursuant to section ninety-nine-uu of the state finance law.

3. (a) All electric scooters in an electric scooter program shall be registered annually with the department.

(b) As part of such registration required pursuant to paragraph (a) of this subdivision, each electric scooter shall be subject to an annual

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

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safety inspection, including evaluation of mechanical integrity and lithium-ion battery safety standards.

4. Every operator shall maintain a twenty-four hour, seven day per week response system to allow reporting of and prompt removal of improperly parked electric scooters.

5. (a) Any operator who fails to comply with the provisions of this section shall be subject to civil fines, and/or suspension or revocation of their registration for an electric scooter program, as determined by the commissioner.

(b) Any electric scooter reported to be obstructing an accessible route in violation of the federal Americans with Disabilities Act of 1990, as amended (Public Law 101-336), to an operator pursuant to subdivision four of this section which is not promptly removed shall be subject to enhanced penalties.

6. The commissioner shall promulgate all rules and regulations necessary for the implementation of this section.

§ 2. The state finance law is amended by adding a new section 99-uu to read as follows:

§ 99-uu. Street and sidewalk infrastructure fund. 1. There is hereby established in the joint custody of the comptroller, the commissioner of taxation and finance, and the commissioner of transportation, a fund to be known as the "street and sidewalk infrastructure fund".

2. Such fund shall consist of moneys required to be deposited thereto pursuant to section twelve hundred ninety of the vehicle and traffic law, and all other moneys appropriated, credited, or transferred thereto from any other fund or source pursuant to law. Nothing contained in this section shall prevent the state from receiving grants, gifts, or bequests for the purposes of the fund as defined in this section and depositing them into the fund according to law.

3. Moneys of the fund shall be made available to the department of transportation for projects supporting the repair, maintenance, and improvement of streets, sidewalks, and related pedestrian infrastructure.

4. The commissioner of transportation shall include in the department's annual report made pursuant to section fourteen of the transportation law, a summary of how the moneys of the fund were utilized during the preceding fiscal year, which shall include:

(a) the amount of money disbursed from the fund and the process used for such disbursements;

(b) recipients of awards from the fund;

(c) the amount awarded to each; and

(d) the purposes for which such awards were granted.

§ 3. This act shall take effect on the one hundred eightieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.