STATE OF NEW YORK

2668

2025-2026 Regular Sessions

IN SENATE

January 22, 2025

Introduced by Sen. CLEARE -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend a chapter of the laws of 2024 amending the general business law relating to requiring charging cords for micromobility devices, mopeds, and bicycles with electric assist to have a red tag attached, as proposed in legislative bills numbers S. 7760-A and A. 8102-A, in relation to charging cords on limited use motorcycles

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

Section 1. Section 399-nnn of the general business law, as added by a chapter of the laws of 2024 amending the general business law relating to requiring charging cords for micromobility devices, mopeds, and bicycles with electric assist to have a red tag attached, as proposed in legislative bills numbers S. 7760-A and A. 8102-A, is renumbered section 495-b and amended to read as follows:

§ 495-b. Tags on charging cords of micromobility devices, [~~mopeds~~] **limited use motorcycles**, and bicycles with electric assist. 1. No person, firm, partnership, association, or corporation shall manufacture, distribute, assemble, recondition, sell or offer for sale at retail any micromobility device, [~~moped~~] **limited use motorcycles as defined in section one hundred twenty-one-b of the vehicle and traffic law**, or bicycle with electric assist as defined in section one hundred two-c of the vehicle and traffic law unless there is a red tag affixed to the charging cord of such micromobility device, [~~moped~~] **limited use motorcycles as defined in section one hundred twenty-one-b of the vehicle and traffic law**, or bicycle with electric assist which clearly and conspicuously states "UNPLUG WHEN NOT IN USE". Such tag shall include additional consumer safety information regarding safe usage of the product and its charging equipment and shall be affixed to the cord near the end which is plugged into the electricity source.

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

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2. The department of state shall promulgate rules and regulations providing guidance on the consumer safety information required to be on the tag pursuant to subdivision one of this section.

3. The department of state shall post a model tag containing the information outlined in subdivision one of this section that persons, firms, partnerships, associations, and corporations can affix to such charging cords as outlined in subdivision one of this section.

[~~4. For the purposes of this section, the following terms shall have the following meanings:~~

~~(a) "Lithium-ion battery" means a storage battery in which an electrical current is generated by lithium ions embedded in a carbon carbonate mixture or gelled polymer electrolyte.~~

~~(b) "Micromobility device" means an electric scooter as defined in section one hundred fourteen-e of the vehicle and traffic law, an electrical personal assistive mobility device as defined in section one hundred fourteen-d of the vehicle and traffic law, or other personal mobility device equipped with a lithium-ion or other storage battery, including, but not limited to, a skateboard, unicycle, or other similar wheeled device. The term "micromobility device" shall not include bicycles with electric assist as defined in section one hundred two-c of the vehicle and traffic law, wheelchairs or other electrically driven mobility assistance devices as defined in section one hundred thirty-a of the vehicle and traffic law, or any vehicle that is capable of being registered with the department of motor vehicles.~~

~~(c) "Moped" means a limited use motorcycle as defined in section one hundred twenty-one-b of the vehicle and traffic law.~~]

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2024 amending the general business law relating to requiring charging cords for micromobility devices, mopeds, and bicycles with electric assist to have a red tag attached, as proposed in legislative bills numbers S. 7760-A and A. 8102-A, takes effect.