

HOUSE No. 2228

The Commonwealth of Massachusetts

PRESENTED BY:

Colleen M. Garry

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to require the use of safety helmets while using non motorized scooters by children under the age of 18.

PETITION OF:

NAME:

Colleen M. Garry

DISTRICT/ADDRESS:

36th Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2313 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT TO REQUIRE THE USE OF SAFETY HELMETS WHILE USING NON-MOTORIZED SCOOTERS BY CHILDREN UNDER THE AGE OF 18.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority
of the same, as follows:*

1 SECTION 1. Chapter 85 of the General Laws, as so appearing, is hereby amended by adding the
2 following new section:—

3 Section 11E. Any person seventeen years of age or younger operating a non-motorized scooter on a
4 public way, bicycle path or on any other public right-of-way shall wear a helmet. Such helmet shall fit the
5 person's head and secured by straps at times while operating a non-motorized scooter, and shall meet the
6 standards for helmets established by the American National Standards Institute (ANSI Z 90.4) or
7 subsequent standards or the Snell Memorial Foundation's nineteen hundred and eighty-four standard for
8 use in bicycling or subsequent standards. A violation of this section shall not be used as evidence of
9 contributory negligence in any civil action.

10 SECTION 2. Chapter 85 of General Laws as so appearing, is hereby amended by adding the following
11 new section:—

12 Section 11F. Every person engaged in the retail business of selling or renting of non-motorized scooters
13 wheeled vehicle shall display in an area conspicuous to customers of such business a sign containing the
14 following statement: "Massachusetts law requires that a helmet be worn by persons seventeen years of
15 age and under who are operators of a non-motorized scooter."