

# HOUSE . . . . . No. 2313

By Miss Garry of Dracut, petition of Colleen M. Garry for legislation to require the use of safety helmets while using non-motorized scooters by children under the age of eighteen. Public Safety and Homeland Security.

## The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

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  
2 hereby amended by adding the following new section:—

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

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

3 Section 11F. Every person engaged in the retail business of selling  
4 or renting of non-motorized scooters wheeled vehicle shall display  
5 in an area conspicuous to customers of such business a sign con-  
6 taining the following statement:—

7 “Massachusetts law requires that a helmet be worn by persons  
8 seventeen years of age and under who are operators of a non-motor-  
9 ized scooter.”