

**LEGISLATION**  
**ADDING CHAPTER XXX, ELECTRIC ASSIST BICYCLES, TO THE**  
**CODE OF THE TOWN OF NEW PALTZ**

**BE IT ORDAINED** by the Town of New Paltz:

**Section 1.** Chapter XXX, Electric Assist Bicycles, is hereby added to the Code of the Town of New Paltz as follows:

**Chapter XXX Electric Assist Bicycles**

**Article I. Electric Bicycles**

**Section XXX-1 Definitions.**

- i. "Electric bicycle" shall mean a bicycle equipped with fully operable pedals and an electric motor of 750 watts or less.
- ii. "Class 1 electric bicycle" or "low-speed pedal-assisted electric bicycle" shall mean a bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour.
- iii. "Class 2 electric bicycle" or "low-speed throttle-assisted electric bicycle" shall mean a bicycle equipped with a motor that may be used exclusively to propel the bicycle, and that is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.

**Section XXX-2 Rights and duties of electric bicycles.**

Except as otherwise provided in the Vehicle and Traffic Law of the State of New York or this local law, an electric bicycle or an operator of an electric bicycle shall be afforded all the rights and privileges, and be subject to all of the duties, of a bicycle or the operator of a bicycle.

**Section XXX-3 Tampering restriction.**

A person shall not tamper with or modify an electric bicycle so as to change the motor-powered speed capability or motor engagement (between pedal and throttle assist types of engagement) of an electric bicycle. A person shall not tamper with or modify an electric bicycle in a manner that allows the motor to provide assistance above the speed of: (a) 20 miles per hour if the bike is being propelled exclusively by the motor. A device shall no longer be considered an electric bicycle if the motor is modified such that the motor is capable of propelling the device at a speed that exceeds: (a) 20 miles per hour if the bike is being propelled exclusively by the motor.

**Section XXX-4 CPSC compliance.**

An electric bicycle shall comply with the equipment and manufacturing requirements for bicycles adopted by the United States Consumer Product Safety Commission (*16 C.F.R. part 1512*). Section 206.

**Section XXX-5 Motor disengagement.**

A class 1 electric bicycle shall operate in a manner such that the motor is disengaged through a mechanism that. When the rider stops pedaling the electric motor will disengage or cease to function. A class 2 electric bicycle shall operate in a manner so that the electric motor is disengaged or ceases to function when the brakes are applied.

**Section XXX-6 Path use by class 1 and 2 electric bicycles.**

A class 1 electric bicycle or a class 2 electric bicycle may be used in all places where bicycles are permitted to travel, including, but not limited to bicycle and multi-use paths and trails.

DRAFT

My notes,

towns can't have class 3

lets keep scooter separate

need to allow shared use path

<https://dmv.ny.gov/registration/electric-scooters-and-bicycles-and-other-unregistered-vehicles>

<https://www.ncsl.org/research/transportation/state-electric-bicycle-laws-a-legislative-primer.aspx>

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