

39:4-14.4

LEGISLATIVE HISTORY CHECKLIST
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NJSA: 39:4-14.4 (Bicycle Safety)

LAWS OF: 1991 **CHAPTER:** 323

Bill No: A3305

Sponsor(s): Cimino and Mecca

Date Introduced: April 2, 1991

Committee: Assembly: Consumer Affairs

Senate: Law, Public Safety & Defense

Amended during passage: Yes Amendments during passage denoted by asterisks

Date of Passage: Assembly: May 14, 1990

Senate: July 25, 1991

Date of Approval: November 22, 1991

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

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[FIRST REPRINT]
ASSEMBLY, No. 3305

STATE OF NEW JERSEY

INTRODUCED APRIL 2, 1990

By Assemblymen CIMINO and MECCA

1 AN ACT concerning bicycle safety and supplementing P.L.1975,
2 c.328 (C.39:4-14.4 et seq.).

3

4 BE IT ENACTED *by the Senate and General Assembly of the*
5 *State of New Jersey:*

6 1. No person shall sell or offer to sell at retail any bicycle
7 unless there is affixed to that bicycle a statement promoting the
8 use of helmets by bicycle riders. ¹If a bicycle is sold
9 unassembled, the statement shall be displayed in a prominent
10 manner on the carton or package containing the unassembled
11 bicycle.¹

12 2. The Director of the Division of Consumer Affairs in the
13 Department of Law and Public Safety shall, pursuant to the
14 provisions of the "Administrative Procedure Act," P.L.1968,
15 c.410 (C.52:14B-1 et seq.), promulgate rules and regulations to
16 effectuate the purposes of this act. In addition to such other
17 matters as the director shall deem appropriate and necessary,
18 those rules and regulations so promulgated shall provide that the
19 affixing of the warning cards "This Bike Is Missing One Part,"
20 designed by the New Jersey Coalition for Prevention of
21 Developmental Disabilities and funded by the Office for the
22 Prevention of Mental Retardation and Developmental Disabilities
23 in the Department of Human Services, to a bicycle offered for
24 sale at retail shall fulfill the requirements of section 1 of this act
25 and that those warning cards shall be readily available to the
26 retail sellers of bicycles at cost.

27 3. This act shall take effect on the first day of the third month
28 following enactment.

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CONSUMER AFFAIRS

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33 Requires notices promoting use of helmets be attached to
34 bicycles sold at retail.

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SLP committee amendments adopted October 15, 1990.

ASSEMBLY, No. 3305
STATE OF NEW JERSEY

INTRODUCED APRIL 2, 1990

By Assemblymen CIMINO and MECCA

AN ACT concerning bicycle safety and supplementing P.L.1975, c.328 (C.39:4-14.4 et seq.).

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. No person shall sell or offer to sell at retail any bicycle unless there is affixed to that bicycle a statement promoting the use of helmets by bicycle riders.

2. The Director of the Division of Consumer Affairs in the Department of Law and Public Safety shall, pursuant to the provisions of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), promulgate rules and regulations to effectuate the purposes of this act. In addition to such other matters as the director shall deem appropriate and necessary, those rules and regulations so promulgated shall provide that the affixing of the warning cards "This Bike Is Missing One Part," designed by the New Jersey Coalition for Prevention of Developmental Disabilities and funded by the Office for the Prevention of Mental Retardation and Developmental Disabilities in the Department of Human Services, to a bicycle offered for sale at retail shall fulfill the requirements of section 1 of this act and that those warning cards shall be readily available to the retail sellers of bicycles at cost.

3. This act shall take effect on the first day of the third month following enactment.

STATEMENT

This bill would require retail sellers to affix a safety statement promoting the use of helmets on every bicycle offered for sale.

Each year nearly 50,000 children suffer serious head injuries as the result of bicycling accidents. Many of those injuries could be avoided if bicycle riders would wear protective helmets.

The bill provides that retailers may fulfill the notice requirement by affixing the warning card: "This Bike Is Missing One Part," which is designed by the New Jersey Coalition for the Prevention of Developmental Disabilities and which is funded through the Office for the Prevention of Mental Retardation and Developmental Disabilities. The message in that warning card simply urges bicycle riders to wear a helmet because it "prevents head injury and may save your life."

A3305

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According to the Coalition for the Prevention of Developmental Disabilities, head injuries are one of the most preventable causes of developmental disabilities.

CONSUMER AFFAIRS

Requires notices promoting use of helmets be attached to bicycles sold at retail.

ASSEMBLY CONSUMER AFFAIRS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3305

STATE OF NEW JERSEY

DATED: APRIL 23, 1990

The Assembly Consumer Affairs Committee favorably reports Assembly Bill No. 3305.

Assembly Bill No. 3305 requires retail sellers to affix a safety statement promoting the used of helmets on every bicycle offered for sale.

The bill provides that retailers may fulfill the notice requirement by affixing the warning card: "This Bike Is Missing One Part," which is designed by the New Jersey Coalition for the Prevention of Developmental Disabilities and which is funded through the Office for the Prevention of Mental Retardation and Developmental Disabilities. The message in that warning card simply urges bicycle riders to wear a helmet because it "prevents head injury and may save your life."

According to the sponsor's statement, nearly 50,000 children suffer serious head injuries as a result of bicycling accidents each year. Many of those injuries could be avoided if bicycle riders would wear protective helmets.

SENATE LAW, PUBLIC SAFETY AND DEFENSE COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3305

with Senate committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 15, 1990

The Senate Law, Public Safety and Defense Committee favorably reports Assembly Bill No. 3305 with amendments.

As amended, this bill requires retailers to affix a notice on every bicycle offered for sale promoting the used of helmets. The committee amended the bill to permit the notice to be affixed to the package or carton containing the bicycle if the bicycle is sold unassembled.

The notice requirement may be met by affixing a card which states: "This Bike Is Missing One Part." The card is designed by the New Jersey Coalition for the Prevention of Developmental Disabilities and made available through the Office for the Prevention of Mental Retardation and Developmental Disabilities. The message on that card simply urges bicycle riders to wear a helmet because it "prevents head injuries and may save a life."