

SENATE BILL NO. 115—SENATORS HARDY, SPEARMAN;
GOICOECHEA, HUTCHISON, JONES AND SEGERBLOM

FEBRUARY 13, 2013

JOINT SPONSORS: ASSEMBLYMEN HARDY;
HICKEY, STEWART AND WOODBURY

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to safety equipment for certain skateboarders. (BDR 40-474)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to public safety; prohibiting the parent or legal guardian of a minor from knowingly allowing the minor to operate certain skateboards unless the minor wears a protective helmet; requiring a person or an agent or employee of a person engaged in the business of renting out certain skateboards to provide a protective helmet to a minor who will operate such a skateboard; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law defines the term "skateboard" and prescribes the conduct to be
2 observed by a person who uses a skateboard park. (NRS 455B.200-455B.300)
3 **Section 3** of this bill defines a "longboard" as a skateboard that has a length and a
4 wheelbase which exceed a certain number of inches. **Section 7** of this bill prohibits
5 the parent or legal guardian of a minor from knowingly allowing the minor to
6 operate a longboard unless the minor wears a protective helmet. **Section 7** also
7 imposes certain fines for persons who violate this provision. **Section 8** of this bill
8 requires, with certain exceptions, a person or an agent or employee of a person
9 engaged in the business of renting out longboards to provide a protective helmet to
10 a minor who will operate a longboard.



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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 455A of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this act.

Sec. 2. *As used in sections 2 to 8, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 3 to 6, inclusive, of this act have the meanings ascribed to them in those sections.*

Sec. 3. *“Longboard” means a skateboard that has a length of at least 36 inches and a wheelbase of at least 20 inches.*

Sec. 4. *“Minor” means a person who is under 18 years of age.*

Sec. 5. *“Protective helmet” means headgear which is designed or intended to protect the head of a person who is riding a skateboard and which meets or exceeds:*

1. The ASTM International Standard ASTM F1492-08, “Standard Specification for Helmets Used in Skateboarding and Trick Roller Skating”;

2. The Snell Memorial Foundation Standard N-94, “1994 Standard For Protective Headgear For Use in Non-Motorized Sports,” including Standard N-94A, “1998 Addendum to the 1994 Standard For Protective Headgear For Use in Non-Motorized Sports”; or

3. Such other standard as may be adopted, recommended or established by the United States Consumer Product Safety Commission, or its successor agency, for skateboarding that is aggressive or involves the performance of tricks.

Sec. 6. *“Skateboard” has the meaning ascribed to it in NRS 455B.230.*

Sec. 7. 1. *The parent or legal guardian of a minor shall not knowingly allow the minor to operate a longboard unless the minor wears a well-fitted protective helmet that is securely fastened on the head of the minor with the straps of the protective helmet.*

2. A parent or legal guardian who violates the provisions of subsection 1 is guilty of a misdemeanor and, except as otherwise provided in subsection 3, shall be punished by a fine of not more than \$10.

3. For the first offense of the provisions of subsection 1, the court may waive the fine prescribed in subsection 2 and:

(a) Issue a verbal warning;



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1 ***(b) Require the parent or legal guardian to submit proof***
2 ***satisfactory to the court that the person has purchased or***
3 ***otherwise obtained a protective helmet for the minor; or***

4 ***(c) Take the actions described in paragraphs (a) and (b).***

5 **Sec. 8. A person or an agent or employee of a person**
6 ***engaged in the business of renting out longboards:***

7 ***1. Shall provide a protective helmet to a minor who will be***
8 ***operating a rented longboard if the minor does not have a***
9 ***protective helmet in the minor's possession; and***

10 ***2. May charge a reasonable amount for the rental of such a***
11 ***protective helmet.***

12 **Sec. 9. This act becomes effective on July 1, 2013.**

