

**American Honda Motor Company Public Comments on New York City
Department of Consumer and Worker Protection Proposed Safety Standards
for Powered Bicycles, PMDs and Batteries
(Local Law 39 of 2023)**

American Honda Motor Company (“Honda”) is pleased to submit these comments to the New York City Department of Consumer and Worker Protection (“DCWP”) in support of its proposed rule to implement Local Law 39 of 2023 (“LL39”).

Honda is committed to the use of safe materials in all of its products. Currently, Honda is working on bringing the Motocompacto, a new electric scooter to the market, which is a homage to the Motocompo scooters from the ’80s and uses a tested and certified Lithium-Ion battery.

Honda supports DCWP’s proposed clarification to the definition of “accredited testing laboratory” as written in the proposal. Allowing manufactures to have multiple labs meets market demand and allows companies flexibility when obtaining tests.

However, DCWP’s clarification of LL39 did not go far enough. DCWP needs to expand the rulemaking on LL39 to clarify the process by which “such other safety standard as the department has established by rule in consultation with the fire department” which is noted multiple times¹ throughout the law after the “accredited testing laboratory”.

Like with additional laboratories, establishing a process to provide and receive approval outside the only one enumerated safety standard in LL39, is critical for safe innovation and growth in this filed. For example, the Motocompacto has been tested to meet the 2271/2272 standards specified in LL39 but these tests were done with several component tests vs. one accreditation. As the law is currently written, it is not clear how Honda would comply with LL39 unless it runs a costly brand-new test. As the market continues to grow, and the safety standards for the products change, having a clear process in place that recognizes equivalent testing methods and safety standards that were in place prior to LL39 is critical to ensure the safety of all New Yorkers.

We encourage DCWP to create a mechanism, as called for in LL39, for business to confirm safety outside a single accreditation. Giving business flexibility is key to ensure compliance.

If you have any questions about our comments, please contact, Craig Orlan, Director of State and Local Government Affairs, American Honda Motor Company, Inc. at craig_orlan@na.honda.com. Thank you for considering our comments.

¹ § 20-610 (a)(1), (b)(1), (c)(1)