

By Mr. Cohen of Newton, petition of David B. Cohen and other members of the General Court for legislation to establish a state bicycle program office. Public Safety.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT ESTABLISHING A STATE BICYCLE PROGRAM OFFICE.

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. The first paragraph of section 11A of chap-
2 ter 21A of the General Laws, as appearing in the 1990 Official
3 Edition, is hereby amended by adding the following two
4 sentences: — The state bicycle program manager, established by
5 section one A of chapter ninety E, shall serve ex officio as a
6 nonvoting member; provided, however, that if said manager is the
7 designee of the commissioner of the department of public works,
8 he shall act as cochairman and shall be a full voting member.

1 SECTION 2. Said section 11A of said chapter 21A, as so
2 appearing, is hereby amended by inserting after the word "works",
3 in line 16, the words: — or his designee.

1 SECTION 3. Section 1 of chapter 90E of the General Laws is
2 hereby amended by inserting after the definition of "Bicycle", as
3 so appearing, the following two definitions: —

4 "Bicycle recreation", bicycling with the primary purpose being
5 the activity of bicycling itself and not the transportation of the
6 bicyclist or bicyclist's cargo to any particular destination.

7 "Bicycle transportation", bicycling with the primary purpose
8 being the transporting of the bicyclist or bicyclist's cargo or both
9 to a specific destination.

1 SECTION 4. Said chapter 90E is hereby amended by inserting
2 after section 1 the following two sections: —

3 Section 1A. There shall be established within the department
4 a state bicycle program office headed by the state bicycle program
5 manager. The state bicycle program manager shall be a person
6 knowledgeable in all aspects of bicycling as transportation.

7 Section 1B. The duties of the state bicycle program office shall
8 include but not be limited to:

9 (a) assisting the commissioner in promulgating the rules,
10 regulations, plans, proposals, and procedures, and implementing
11 the bicycle program described in section two, and in all bicycling
12 related activities described in this chapter;

13 (b) reviewing all projects undertaken by the department to
14 incorporate provisions to facilitate the use of bicycles for
15 transportation wherever feasible;

16 (c) creating a state bicycle master plan before November first,
17 nineteen hundred and ninety-two which incorporates the
18 recommendations of the state bicycle advisory board's 1989 report
19 and any subsequent reports, and for use by the state, counties,
20 cities and towns;

21 (d) cooperating with the commissioner of public health and the
22 commissioner of public education to organize bicycle safety
23 education and cooperating with the registrar of motor vehicles to
24 educate and inform motorists with regard to bicycling; and

25 (e) cooperating with the registrar of motor vehicles to review
26 and report on bicycle accident statistics.

1 SECTION 5. Section 2 of said chapter 90E, as appearing in
2 the 1990 Official Edition, is hereby amended by striking out the
3 third paragraph and inserting in place thereof the following
4 paragraph: —

5 The bicycle program office in the department shall be the
6 principal source for the planning of bikeways and bicycle parking
7 facilities in the commonwealth. The department shall, to the
8 extent feasible, accommodate and incorporate in every project of
9 the department provisions to facilitate the use of bicycles.

1 SECTION 6. Said section 2 of said chapter 90E, as so
2 appearing, is hereby amended by striking out the word

3 “bikeways”, in line 16, and inserting in place thereof the word: —
4 bicycle.

1 SECTION 7. Said section 2 of said chapter 90E, as so
2 appearing, is hereby amended by inserting after the word
3 “facilities”, in line 25, the word: — on.

1 SECTION 8. Said section 2 of said chapter 90E, as so
2 appearing, is hereby amended by inserting after the word “and”,
3 in line 25, the word: — to.

