

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill No. 825, Page 1, Section A, Line 2, by  
2 inserting after said section and line the following:

3  
4 "304.900. 1. As used in this section, the following terms mean:

5 (1) "Agent", a person given the responsibility, by an entity, of navigating and operating a  
6 personal delivery device;

7 (2) "Personal delivery device", a powered device operated primarily on sidewalks and  
8 crosswalks, intended primarily for the transport of property on public rights-of-way, and capable of  
9 navigating with or without the active control or monitoring of a natural person. Notwithstanding  
10 any other provision of law, a "personal delivery device" shall not be defined as a motor vehicle or a  
11 vehicle;

12 (3) "Personal delivery device operator", an entity or its agent that exercises physical control  
13 or monitoring over the navigation system and operation of a personal delivery device. A "personal  
14 delivery device operator" does not include an entity or person that requests or receives the services  
15 of a personal delivery device for the purpose of transporting property or an entity or person who  
16 merely arranges for and dispatches the requested services of a personal delivery device.

17 2. Notwithstanding any other provision of law, a personal delivery device is authorized to  
18 operate in this state:

19 (1) On any sidewalk or crosswalk of any county or municipality in the state; and

20 (2) On any roadway of any county or municipality in the state, provided that the personal  
21 delivery device shall not unreasonably interfere with motor vehicles or traffic.

22 3. A personal delivery device shall:

23 (1) Not block public rights-of-way;

24 (2) Obey all traffic and pedestrian control signals and devices;

25 (3) Operate at a speed that does not exceed a maximum speed of ten miles per hour on a  
26 sidewalk or crosswalk;

27 (4) Contain a unique identifying number that is displayed on the device;

28 (5) Include a means of identifying the personal delivery device operator; and

29 (6) Be equipped with a system that enables the personal delivery device to come to a  
30 controlled stop.

31 4. Subject to the requirements of this section, a personal delivery device operating on a  
32 sidewalk or crosswalk shall have all the rights and responsibilities applicable to a pedestrian under  
33 the same circumstances.

34 5. A personal delivery device shall be exempt from motor vehicle registration requirements.

35 6. A personal delivery device operator shall maintain an insurance policy that provides  
36 general liability coverage of at least one hundred thousand dollars for damages arising from the

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1 combined operations of personal delivery devices under a personal delivery device operator's  
2 control.

3 7. If the personal delivery device is being operated between sunset and sunrise, it shall be  
4 equipped with lighting on both the front and rear of the personal delivery device visible in clear  
5 weather from a distance of at least five hundred feet to the front and rear of the personal delivery  
6 device.

7 8. A personal delivery device shall not be used for the transportation of hazardous material  
8 regulated under the Hazardous Materials Transportation Act, 49 USC Section 5103, and required to  
9 be placarded under 49 CFR Part 172, Subpart F.

10 9. Nothing in this section shall prohibit a political subdivision from regulating the operation  
11 of personal delivery devices on a highway or pedestrian area to insure the welfare and safety of its  
12 residents. However, political subdivisions shall not regulate the design, manufacture and  
13 maintenance of a personal delivery device nor the types of property that may be transported by a  
14 personal delivery device. Additionally, no political subdivision shall treat personal delivery devices  
15 differently for the purposes of assessment and taxation or other charges from personal property that  
16 is similar in nature.

17 10. A personal delivery device operator may not sell or disclose a personally identifiable  
18 likeness to a third party in exchange for monetary compensation. For purposes of this section, a  
19 personally identifiable likeness includes photographic images, videos, digital image files, or other  
20 digital data that can be used to either directly or indirectly identify an individual. "Personally  
21 identifiable likeness" does not include aggregated or anonymized data. The use of any personally  
22 identifiable likeness by a personal delivery device operator to improve their products and services is  
23 allowed under this section. Information that would otherwise be protected under this section as  
24 confidential shall only be provided to a law enforcement entity with a properly executed, lawful  
25 subpoena."; and

26  
27 Further amend said bill by amending the title, enacting clause, and intersectional references  
28 accordingly.