

HOUSE BILL NO. 2290

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE FITZWATER.

5088H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 304, RSMo, by adding thereto one new section relating to personal delivery devices.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 304, RSMo, is amended by adding thereto one new section, to be known as section 304.900, to read as follows:

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

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

(2) "Personal delivery device", a powered device operated primarily on sidewalks and crosswalks and intended primarily for the transport of property on public rights-of-way that does not exceed two hundred pounds, excluding cargo, and is capable of navigating with or without the active control or monitoring of a natural person. Notwithstanding any other provision of law, a "personal delivery device" shall not be defined as a "motor vehicle" or a "vehicle";

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

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

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

- 18 **(1) On any sidewalk or crosswalk of any county or municipality in the state; and**
19 **(2) On any roadway of any county or municipality in the state, provided that the**
20 **personal delivery device shall not unreasonably interfere with motor vehicles or traffic.**
- 21 **3. A personal delivery device shall:**
- 22 **(1) Not block public rights-of-way;**
23 **(2) Obey all traffic and pedestrian control signals and devices;**
24 **(3) Operate at a speed that does not exceed a maximum speed of ten miles per hour**
25 **on a sidewalk or crosswalk;**
- 26 **(4) Contain a unique identifying number that is displayed on the device;**
27 **(5) Include a means of identifying the personal delivery device operator; and**
28 **(6) Be equipped with a system that enables the personal delivery device to come to**
29 **a controlled stop.**
- 30 **4. Subject to the requirements of this section, a personal delivery device operating**
31 **on a sidewalk or crosswalk shall have all the rights and responsibilities applicable to a**
32 **pedestrian under the same circumstances.**
- 33 **5. A personal delivery device shall be exempt from motor vehicle registration**
34 **requirements.**
- 35 **6. A personal delivery device operator shall maintain an insurance policy that**
36 **provides general liability coverage of at least one hundred thousand dollars for damages**
37 **arising from the combined operations of personal delivery devices under a personal**
38 **delivery device operator's control.**
- 39 **7. If the personal delivery device is being operated between sunrise and sunset, it**
40 **shall be equipped with lighting on both the front and rear of the personal delivery device**
41 **visible in clear weather from a distance of at least five hundred feet to the front and rear**
42 **of the personal delivery device.**
- 43 **8. A personal delivery device shall not be used for the transportation of hazardous**
44 **material in a quantity or form that could pose an unreasonable risk to health, safety, or**
45 **property when transported in commerce.**
- 46 **9. Except as otherwise expressly provided, a political subdivision of this state shall**
47 **not enact or enforce an ordinance or resolution relating to:**
- 48 **(1) The design, manufacture, maintenance, licensing, registration, taxation,**
49 **assessment or other charges, certification, or insurance of a personal delivery device; or**
50 **(2) The types of property that may be transported by a personal delivery device.**
- 51 **10. The governing body of a municipality or county shall not enact or enforce an**
52 **ordinance or resolution relating to the operations of personal delivery devices, or otherwise**
53 **restricting access to any sidewalk, crosswalk, or roadway.**