



**CITY OF SANTA CLARITA  
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Striplen

DATE: July 9, 2019

SUBJECT: STATE LEGISLATION: ASSEMBLY BILL 1286

DEPARTMENT: City Manager's Office

PRESENTER: Masis Hagobian

RECOMMENDED ACTION

City Council adopt the City Council Legislative Committee recommendation to support Assembly Bill 1286 (Muratsuchi) and transmit position statements to Assembly Member Muratsuchi, Santa Clarita’s state legislative delegation, appropriate legislative committees, Governor Newsom, and the League of California Cities.

BACKGROUND

Existing law allows local authorities to regulate the registration, parking, and operation of bikes and motorized scooters in a manner that does not conflict with state law. Additionally, existing law authorizes local authorities to regulate and prohibit the operation of shared mobility providers by ordinance.

For the purpose of this report, a shared mobility device is a bike, electric bike, motorized scooter, or other similar personal transportation device that is made available to the public by a shared mobility provider for shared use and transportation in exchange for financial compensation.

The City of Santa Clarita (City) launched a two-year “Pace” Bike Share Program at the end of 2018. This pilot program will assess the public’s desire for a bike share program and the potential enhancements the program may have on recreation and transportation opportunities in the City. The program features 12 bike share stations with a total of 50 bikes located throughout the City. Unlike bike share programs and recent shared motorized scooter programs that use a dock-less model, the Pace Program features both bike racks and on-board locks to ensure bikes are returned to stations properly.

The City has not entered into an agreement with any other shared mobility providers and currently does not authorize for the operation of shared motorized scooters within the City’s jurisdictional area.

Sponsored by the League of California Cities and the Consumer Attorneys of California, this bill requires a shared mobility provider, prior to the distribution and operation of a shared mobility device, to enter into an agreement with, or obtain a permit from, the local authority with jurisdiction over the area of use.

This bill authorizes cities and counties the power to regulate, limit, or prohibit the use and operation of shared mobile devices within their jurisdictional area.

Additionally, this bill specifies that the agreement must, at a minimum, require that the provider comply with the following requirements:

- a. The shared mobility provider shall maintain commercial general liability insurance coverage.
- b. The agreement between the shared mobility provider and a user shall not contain a provision by which the user waives, releases, or in any way limits their legal rights or remedies.

This bill also requires a local authority that chooses to authorize a shared mobility provider to operate within its jurisdictional area to adopt operation, parking, maintenance, and safety rules regarding the use of shared mobility devices before a provider may offer any shared mobility device for rent or use within the local jurisdiction.

Given the potential hazards that dock-less shared mobility devices present to motorists, bicyclists, pedestrians, and their own users, local authorities have taken steps to assess this new technology in a way that reflects the unique characteristics of local communities and overall safety of residents. Much like the managing of sidewalks, streets, and public right-of-way, shared mobility is a local jurisdictional matter.

In a number of cities, the shared mobile devices have been introduced without the notification and involvement of local governments. The lack of local involvement in the regulation of shared mobile devices may cause a risk to public safety and, overall quality of life. AB 1286 proposes to create a statewide standard regarding shared mobile devices to ensure the safety of shared mobile device users.

Assembly Bill 1286 was introduced on February 21, 2019, and passed the Assembly (49-12-19) on May 20, 2019. Assembly Members Lackey and Smith both voted in favor of Assembly Bill 1286.

The City Council Legislative Committee met on June 25, 2019, and recommends that the City Council adopt a “support” position on Assembly Bill 1286.

#### ALTERNATIVE ACTION

1. Adopt a “neutral” position on Assembly Bill 1286
2. Adopt an “oppose” position on Assembly Bill 1286

3. Take no action on Assembly Bill 1286
4. Refer Assembly Bill 1286 back to the Legislative Committee
5. Other action, as determined by the City Council

#### FISCAL IMPACT

The resources required to implement the recommended action are contained within the City of Santa Clarita's adopted Fiscal Year 2019-20 budget.

#### ATTACHMENTS

AB 1286 - Bill Text