



**Council Bill 19-0324**

1 BY adding  
2 Article 28 - Taxes  
3 Section(s) 31-1 to 31-5, to be under the new subtitle,  
4 “Subtitle 31. Dockless Vehicles”  
5 Baltimore City Code  
6 (Edition 2000)

7 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
8 Laws of Baltimore City read as follows:

9 **Baltimore City Code**

10 **Article 31. Transit and Traffic**

11 **Subtitle 20. Bike Lanes**

12 **§ 20-1. Definitions.**

13 (b) *Bike Lane.*

14 “Bike Lane” means a portion of a City street designated exclusively for [single directional  
15 [bicycle] THE FLOW OF BICYCLES AND DOCKLESS VEHICLES, AS THOSE TERMS ARE DEFINED  
16 IN THIS ARTICLE.

17 **Subtitle 38. DOCKLESS VEHICLES**

18 ***PART I. DEFINITIONS; GENERAL PROVISIONS***

19 **§ 38-1. DEFINITIONS.**

20 (A) *IN GENERAL.*

21 IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

22 (B) *DOCKLESS VEHICLE.*

23 “DOCKLESS VEHICLE” MEANS A BICYCLE, E-BIKE ~~OR~~, E-SCOOTER, OR ANY OTHER VEHICLE  
24 TYPE APPROVED BY THE DIRECTOR AND NOT OTHERWISE DEFINED IN THIS SUBTITLE THAT  
25 DOES NOT REQUIRE THE CONSTRUCTION OF A SPECIAL DOCKING LOCATION FOR ITS USE.

26 (C) *DOCKLESS VEHICLE FOR HIRE.*

27 “DOCKLESS VEHICLE FOR HIRE” MEANS A DOCKLESS VEHICLE AVAILABLE FOR SHORT-  
28 TERM RENTAL BY A PROVIDER FOR THE PURPOSE OF PROVIDING INDIVIDUAL  
29 TRANSPORTATION ON A PUBLIC RIGHT-OF-WAY.

**Council Bill 19-0324**

1 (D) *E-BIKE*.

2 (1) *IN GENERAL*.

3 “E-BIKE” MEANS A DEVICE DESIGNED AND EQUIPPED WITH:

- 4 (I) AN ELECTRIC MOTOR FOR SELF-PROPULSION;
- 5 (II) 2 TANDEM WHEELS, EITHER OF WHICH IS MORE THAN 20 INCHES IN DIAMETER;
- 6 AND
- 7 (III) A LOCKING DEVICE TO EITHER LOCK ITSELF OR LOCK TO EXISTING
- 8 STRUCTURES.

9 (2) *EXCLUSIONS*.

10 “E-BIKE” DOES NOT INCLUDE:

- 11 (I) A MOTORCYCLE;
- 12 (II) A MOTOR VEHICLE;
- 13 (III) A PUBLIC TRANSPORTATION VEHICLE; OR
- 14 (IV) A DIRT BIKE AS DEFINED IN ARTICLE 19, § 40-1(C) {“DEFINITIONS – DIRT
- 15 BIKE”}; OR
- 16 (V) A MINIBIKE AS DEFINED IN ARTICLE 19, § 40-1(D) {“DEFINITIONS –
- 17 MINIBIKE”}.

18 (E) *E-SCOOTER*.

19 (1) *IN GENERAL*.

20 “E-SCOOTER” MEANS A DEVICE DESIGNED AND EQUIPPED WITH:

- 21 (I) ~~A~~ AN ELECTRIC MOTOR FOR SELF-PROPULSION;
- 22 (II) 2 WHEELS BELOW A PLATFORM ON WHICH A USER CAN STAND UPRIGHT TO
- 23 OPERATE AND CONTROL THE VEHICLE; AND
- 24 (III) A LOCKING DEVICE TO EITHER LOCK ITSELF OR LOCK TO EXISTING
- 25 STRUCTURES.

26 (2) *EXCLUSIONS*.

27 “E-SCOOTER” DOES NOT INCLUDE:

- 28 (I) A MOTORCYCLE;

**Council Bill 19-0324**

1 (II) A MOTOR VEHICLE;

2 (III) A PUBLIC TRANSPORTATION VEHICLE; ~~OR~~

3 (IV) A DIRT BIKE AS DEFINED IN ARTICLE 19, § 40-1(C) {"DEFINITIONS – DIRT  
4 BIKE"}; ~~OR~~

5 (V) A MINIBIKE AS DEFINED IN ARTICLE 19, § 40-1(D) {"DEFINITIONS –  
6 MINIBIKE"}; OR

7 (VI) AN ELECTRONIC PERSONAL ASSISTED DEVICE.

8 (F) *ENFORCEMENT OFFICER.*

9 "ENFORCEMENT OFFICER" HAS THE MEANING STATED IN CITY CODE ARTICLE 1, § 41-1(C).

10 ~~(G) PROVIDER.~~

11 ~~"PROVIDER" MEANS A PROVIDER OF DOCKLESS VEHICLES FOR HIRE.~~

12 (G) *PERSON.*

13 (1) IN GENERAL.

14 "PERSON" MEANS:

15 (I) AN INDIVIDUAL;

16 (II) A PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER ENTITY OF ANY  
17 KIND; OR

18 (III) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY,  
19 OR REPRESENTATIVE OF ANY KIND.

20 (2) EXCLUSIONS.

21 "PERSON" DOES NOT INCLUDE, UNLESS OTHERWISE EXPRESSLY PROVIDED, A  
22 GOVERNMENTAL ENTITY OR AN INSTRUMENTALITY OR UNIT OF A GOVERNMENTAL  
23 ENTITY.

24 (H) *PROVIDER.*

25 "PROVIDER" MEANS ANY PERSON THAT PROVIDES DOCKLESS VEHICLES FOR HIRE.

26 (I) ~~(H)~~ *PROGRAM.*

27 "PROGRAM" MEANS THE DOCKLESS VEHICLE PROGRAM ESTABLISHED PURSUANT TO THIS  
28 SUBTITLE.

**Council Bill 19-0324**

1        (J) ~~(H)~~ *USER.*

2            “USER” MEANS ANY ~~MEMBER OF THE PUBLIC~~ INDIVIDUAL WHO OPERATES A DOCKLESS  
3            VEHICLE.

4        **§ 38-2. MANDATORY, PROHIBITORY, AND PERMISSIVE TERMS.**

5            (A) *MANDATORY TERMS.*

6            “MUST” AND “SHALL” ARE EACH MANDATORY TERMS USED TO EXPRESS A REQUIREMENT  
7            OR TO IMPOSE A DUTY.

8            (B) *PROHIBITORY TERMS.*

9            “MAY NOT” AND “NO ... MAY” ARE EACH MANDATORY NEGATIVE TERMS USED TO  
10            ESTABLISH A PROHIBITION.

11           (C) *PERMISSIVE TERMS.*

12           “MAY” IS PERMISSIVE.

13        **§ 38-3. RULES AND ~~REGULATIONS~~ REGULATIONS.**

14           (A) *IN GENERAL.*

15           THE DIRECTOR MUST ADOPT RULES AND REGULATIONS TO CARRY OUT THIS SUBTITLE.

16           (B) *OPPORTUNITY FOR PUBLIC COMMENT.*

17           THE DIRECTOR MAY NOT ADOPT ANY PROPOSED RULES AND REGULATIONS UNDER THIS  
18           SUBTITLE UNLESS THE PROPOSED RULES AND REGULATIONS HAVE BEEN POSTED FOR  
19           PUBLIC REVIEW AND COMMENT ON THE DEPARTMENT WEBSITE FOR AT LEAST 30 DAYS.

20           (C) ~~(B)~~ *FILING WITH LEGISLATIVE REFERENCE.*

21           A COPY OF ALL RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE MUST BE FILED  
22           WITH THE DEPARTMENT OF LEGISLATIVE REFERENCE BEFORE THEY TAKE EFFECT.

23           (D) ~~(C)~~ *POSTED TO DEPARTMENT WEBSITE.*

24           A COPY OF ALL RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE MUST BE  
25           POSTED ON A DEPARTMENT WEBSITE.

26        **§§ 38-4 TO 38-5. {RESERVED}**

Council Bill 19-0324

PART 2. DOCKLESS VEHICLE PROGRAM

§ 38-6. DOCKLESS VEHICLE PROGRAM ESTABLISHED.

(A) IN GENERAL.

THERE IS A DOCKLESS VEHICLE PROGRAM ESTABLISHED FOR THE PURPOSE OF REGULATING THE OPERATION OF DOCKLESS VEHICLES AND DOCKLESS VEHICLES FOR HIRE.

(B) DEPARTMENT OF TRANSPORTATION TO ADMINISTER.

THE DEPARTMENT IS RESPONSIBLE FOR ADMINISTERING IN A MANNER CONSISTENT WITH THIS SUBTITLE.

(C) COST RECOVERY.

THE COST OF PROGRAM ADMINISTRATION SHALL BE CHARGED TO THE PROVIDERS THROUGH THE IMPOSITION OF FEES ESTABLISHED BY THE DEPARTMENT AND APPROVED BY THE BOARD OF ESTIMATES.

(D) PROGRAM TERMINATION.

(1) THE PROGRAM MAY BE TERMINATED AT ANY TIME BY:

(I) THE DIRECTOR, WITH 60 DAYS PRIOR WRITTEN NOTICE TO THE CITY COUNCIL AND ALL PROVIDERS; OR

(II) ORDINANCE OF THE MAYOR AND CITY COUNCIL.

(2) A TERMINATION OF THE PROGRAM OPERATES TO

(I) REVOKE ALL EXISTING PERMITS ISSUED UNDER THIS SUBTITLE; AND

(II) REQUIRE ALL DOCKLESS VEHICLES FOR HIRE TO BE REMOVED FROM PUBLIC RIGHT-OF-WAYS WITHIN 48 HOURS FROM THE EFFECTIVE DATE OF THE TERMINATION.

§ 38-7. SCOPE OF PROGRAM.

THE PROGRAM ESTABLISHED UNDER THIS SUBTITLE SHALL:

~~(1) PROVIDE, IN A MANNER ESTABLISHED BY THE DIRECTOR, EQUITABLE ACCESS TO DOCKLESS VEHICLES FOR HIRE THROUGHOUT THE CITY AND IN UNDER-SERVED AREAS; AND~~

~~(2) BE LIMITED TO PERMITTING:~~

~~(I) NO MORE THAN 6 PROVIDERS, ALLOCATED, AS DETERMINED BY THE DIRECTOR, AMONG THE 3 TYPES OF DOCKLESS VEHICLES PERMITTED UNDER THIS SUBTITLE; AND~~

**Council Bill 19-0324**

1 ~~(H) NO MORE THAN 12,000 DOCKLESS VEHICLES TO BE ALLOCATED, AS~~  
2 ~~DETERMINED BY THE DIRECTOR, AMONG THE 3 TYPES OF DOCKLESS VEHICLES~~  
3 ~~PERMITTED UNDER THIS SUBTITLE.~~

4 (A) IN GENERAL.

5 THE PROGRAM ESTABLISHED BY THIS SUBTITLE MUST PROVIDE, IN A MANNER  
6 ESTABLISHED BY THE DIRECTOR, EQUITABLE ACCESS TO DOCKLESS VEHICLES FOR HIRE  
7 THROUGHOUT THE CITY AND IN UNDER-SERVED AREAS.

8 (B) DIRECTOR TO DETERMINE.

9 ON AN ANNUAL BASIS, THE DIRECTOR MUST DETERMINE:

10 (1) THE MAXIMUM AND MINIMUM NUMBER OF PROVIDERS TO BE PERMITTED UNDER  
11 THIS SUBTITLE; AND

12 (2) THE MAXIMUM AND MINIMUM NUMBER AND TYPES OF DOCKLESS VEHICLES  
13 PERMITTED TO OPERATE UNDER THIS SUBTITLE.

14 **§ 38-8. PERMIT REQUIRED.**

15 (A) *IN GENERAL.*

16 NO PROVIDER MAY OPERATE A DOCKLESS-VEHICLE-FOR-HIRE BUSINESS WITHOUT HAVING  
17 FIRST OBTAINED A PERMIT FROM THE DIRECTOR.

18 (B) *ISSUANCE.*

19 THE DIRECTOR MAY ISSUE A PERMIT UNDER THIS SUBTITLE IN THE FORM THE DIRECTOR  
20 REQUIRES.

21 **§ 38-9. PERMIT APPLICATIONS.**

22 (A) *FORM.*

23 AN APPLICATION FOR A PERMIT TO OPERATE A DOCKLESS-VEHICLE-FOR-HIRE BUSINESS  
24 MUST BE SUBMITTED IN THE FORM REQUIRED BY THE RULES AND REGULATIONS ADOPTED  
25 UNDER THIS SUBTITLE.

26 (B) *CONTENTS.*

27 THE PERMIT APPLICATION MUST INCLUDE:

28 (1) THE PROVIDER'S FULL LEGAL NAME AND ANY TRADE NAME(S) UNDER WHICH IT  
29 OPERATES;

**Council Bill 19-0324**

1 (2) DOCUMENTARY EVIDENCE FROM AN INSURANCE COMPANY INDICATING THAT THE  
2 INSURANCE COMPANY HAS BOUND ITSELF TO PROVIDE LIABILITY INSURANCE TO  
3 THE PROVIDER AS REQUIRED BY THE DIRECTOR IN THE RULES AND REGULATIONS  
4 ADOPTED UNDER THIS SUBTITLE;

5 (3) AN AGREEMENT TO INDEMNIFY THE CITY;

6 (4) A PERFORMANCE BOND AS PROVIDED IN § 38-23 OF THIS SUBTITLE; AND

7 (5) ANY OTHER INFORMATION REQUIRED BY THE RULES AND REGULATIONS ADOPTED  
8 UNDER THIS SUBTITLE.

9 **§ 38-10. TERM AND RENEWAL.**

10 (A) *TERM.*

11 A PERMIT ISSUED UNDER THIS SUBTITLE EXPIRES ON THE 1<sup>ST</sup> ANNIVERSARY OF ITS  
12 EFFECTIVE DATE AND IS RENEWABLE AS PROVIDED IN THIS SECTION.

13 (B) *RENEWAL APPLICATION.*

14 THE APPLICATION FOR RENEWAL MUST BE IN THE FORM AND CONTAIN THE INFORMATION  
15 REQUIRED UNDER § 38-9 OF THIS SUBTITLE.

16 **§ 38-11. PERMIT NOT TRANSFERABLE OR SHAREABLE.**

17 A PERMIT ISSUED UNDER THIS SUBTITLE TO ANY PROVIDER IS NOT ASSIGNABLE OR  
18 TRANSFERABLE TO OR SHAREABLE WITH ANY OTHER PROVIDER NOT IDENTIFIED IN THE  
19 PERMIT.

20 **§ 38-12. DATA SHARING REQUIREMENTS.**

21 (A) *IN GENERAL.*

22 AS A CONDITION TO HOLDING A PERMIT, A PROVIDER MUST SUBMIT DATA AND REPORTS AS  
23 REQUIRED BY THE DIRECTOR IN A FORMAT DETERMINED BY THE DIRECTOR.

24 (B) *CONFIDENTIALITY.*

25 (1) EXCEPT AS OTHERWISE REQUIRED BY LAW, THE DATA AND REPORTS PROVIDED TO THE  
26 DEPARTMENT UNDER THIS SECTION MUST BE KEPT CONFIDENTIAL.

27 (2) IF DISCLOSURE OF THE DATA AND REPORTS IS REQUIRED BY LAW, THE DEPARTMENT  
28 MUST PROVIDE THE PROVIDER WITH REASONABLE PRIOR NOTICE OF THE DISCLOSURE.

29 (C) *USER PRIVACY PROTECTIONS.*

30 (1) A PROVIDER MUST ESTABLISH A PRIVACY POLICY APPROVED BY THE DEPARTMENT  
31 THAT SAFEGUARDS USER INFORMATION.



**Council Bill 19-0324**

1           (2) THE DATA AND REPORTS PROVIDED TO THE DEPARTMENT UNDER THIS SECTION MAY  
2           NOT INCLUDE INFORMATION THAT CAN REASONABLY BE USED TO CONTACT OR  
3           DISTINGUISH A PERSON, INCLUDING IP ADDRESSES OR DEVICE IDENTIFIERS.

4           (D) DEPARTMENTAL REPORTS.

5           (1) THE DEPARTMENT MUST REPORT THE DATA PROVIDED UNDER THIS SECTION ON THE  
6           DEPARTMENT'S WEBSITE.

7           (2) THE CONTENT AND TIMING OF THE DATA REPORTED UNDER THIS SUBSECTION MUST  
8           BE:

9                   (A) DETERMINED BY THE DIRECTOR; AND

10                   (B) COMPLIANT WITH ALL APPLICABLE LAWS.

11       **§ 38-13. PERMIT REVOCATION.**

12           (A) *IN GENERAL.*

13           AFTER A HEARING CONDUCTED IN ACCORDANCE WITH THE RULES AND REGULATIONS  
14           ADOPTED UNDER THIS SUBTITLE AND WITH PROPER NOTICE TO THE PROVIDER, THE  
15           DEPARTMENT MAY REVOKE A PERMIT IF THE DEPARTMENT FINDS THAT THE PROVIDER:

16                   (1) INTENTIONALLY OR KNOWINGLY MADE A FALSE STATEMENT AS TO A MATERIAL  
17                   MATTER ON THE PERMIT APPLICATION;

18                   (2) FAILED TO MAINTAIN THE LIABILITY INSURANCE REQUIRED BY THE DIRECTOR IN  
19                   THE RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE;

20                   (3) FAILED TO SUPPLY THE DATA REQUIRED UNDER THIS SUBTITLE OR THE RULES AND  
21                   REGULATIONS ADOPTED UNDER THIS SUBTITLE;

22                   (4) FAILED TO PAY ANY FEES AND TAXES REQUIRED UNDER THIS SUBTITLE OR THE  
23                   BALTIMORE CITY CODE; OR

24                   (5) FAILED TO PROVIDE A PERFORMANCE BOND AS PROVIDED IN § 38-23 OF THIS  
25                   SUBTITLE; ~~OR.~~

26                   ~~(6) WAS CONVICTED TWICE WITHIN A 12-MONTH PERIOD OF A VIOLATION OF THIS~~  
27                   ~~SUBTITLE.~~

28           (B) *FORM AND EFFECT OF REVOCATION.*

29                   (1) ANY REVOCATION UNDER THIS SECTION MUST BE IN WRITING FROM THE DEPARTMENT  
30                   AND SPECIFY THE REASONS FOR THE ACTION.

31                   (2) A PROVIDER RECEIVING A REVOCATION UNDER THIS SECTION IS PROHIBITED FROM  
32                   APPLYING FOR A PERMIT UNDER THIS SUBTITLE FOR 2 YEARS FROM THE DATE OF THE  
33                   REVOCATION.

**Council Bill 19-0324**

1 **§ 38-14. APPEALS.**

2 (A) *IN GENERAL.*

3 A PROVIDER AGGRIEVED BY A DECISION OF THE DEPARTMENT MAY APPEAL THAT  
4 DECISION TO THE DIRECTOR IN WRITING WITHIN 10 DAYS OF THE DEPARTMENT'S  
5 DECISION.

6 (B) *DECISION.*

7 THE DIRECTOR MUST ISSUE A WRITTEN DECISION WITHIN 30 DAYS OF RECEIPT OF THE  
8 PROVIDER'S APPEAL.

9 **§ 38-15. DATA BREACHES.**

10 IF A PROVIDER DETERMINES THAT A BREACH OF ITS DATA SYSTEM HAS OCCURRED AND THAT  
11 THE BREACH HAS PLACED USER PERSONAL INFORMATION AT RISK, THE PROVIDER MUST,  
12 WITHIN 48 HOURS OF THAT DETERMINATION, NOTIFY THE DEPARTMENT AND ALL CURRENT  
13 AND PRIOR USERS OF THE BREACH AND THE LIKELY CONSEQUENCES OF THE BREACH.

14 **§§ 38-16 TO 38-17. {RESERVED}**

15 ***PART 3. STANDARDS OF OPERATION***

16 **§ 38-18. UNLAWFUL OPERATION.**

17 AN E-BIKE OR E-SCOOTER MAY NOT BE ~~RIDDEN~~ OPERATED:

- 18 (1) IN A MANNER THAT VIOLATES APPLICABLE STATE OR LOCAL LAW;
- 19 (2) AT SPEEDS THAT EXCEEDS 15 MILES PER HOUR FOR E-SCOOTERS AND 20 MILES PER  
20 HOURLY FOR E-BIKES WHEN PROPELLED SOLELY BY THE ELECTRIC MOTOR AND WITHOUT  
21 MANUAL POWER;
- 22 (3) BY A PERSON YOUNGER THAN 16-YEARS OF AGE WITHOUT A HELMET;
- 23 (4) WITH A PASSENGER, UNLESS THE E-BIKE OR E-SCOOTER IS DESIGNED TO CARRY A  
24 PASSENGER;
- 25 (5) WITHOUT THE USE OF A HEADLIGHT OR HEADLAMP AFTER DUSK, BEFORE DAWN, OR  
26 WHEN THE SAFE OPERATION OF A VEHICLE REQUIRES THE USE OF HEADLIGHT OR  
27 HEADLAMP;
- 28 (6) ON A PUBLIC RIGHT-OF-WAY ~~WITH A POSTED SPEED THAT EXCEEDS 30 MILES PER HOUR~~  
29 WHERE BICYCLES ARE ALSO PROHIBITED;
- 30 (7) ON A SIDEWALK, UNLESS THE POSTED SPEED ON THE ABUTTING PUBLIC RIGHT-OF-WAY  
31 EXCEEDS 30 MILES PER HOUR IS 30 MILES PER HOUR OR GREATER AND THE SPEED OF  
32 THE E-BIKE OR E-SCOOTER ON THE SIDEWALK DOES NOT EXCEED 6 MILES PER HOUR;

**Council Bill 19-0324**

1 (8) WHILE CARRYING A PACKAGE, BUNDLE, OR OTHER ARTICLE THAT PREVENTS THE USER  
2 FROM KEEPING BOTH HANDS ON THE HANDLEBARS; OR

3 (9) WHILE PHYSICALLY CONTROLLING MORE THAN ONE ~~E-BIKE OR E-SCOOTER~~ DOCKLESS  
4 VEHICLE.

5 **§ 38-19. UNLAWFUL PARKING.**

6 (A) *PUBLIC STREETS AND ALLEYS.*

7 A DOCKLESS VEHICLE MAY NOT BE PARKED ON A PUBLIC STREET OR ALLEY UNLESS THE  
8 DIRECTOR HAS DESIGNATED AN AREA SPECIALLY-DESIGNED TO ACCOMMODATE DOCKLESS  
9 VEHICLE PARKING.

10 (B) *SIDEWALKS.*

11 UNLESS OTHERWISE PROHIBITED BY LAW, RULE, OR REGULATION THAT SPECIFICALLY  
12 PROHIBITS PARKING ON A SIDEWALK, DOCKLESS VEHICLES MAY BE PARKED:

13 (1) ON ANY SIDEWALK; OR

14 (2) ~~ONLY AT DESIGNATED LOCATIONS ON SIDEWALKS~~ AS DETERMINED BY THE  
15 DIRECTOR.

16 (C) *MISCELLANEOUS LOCATIONS.*

17 A DOCKLESS VEHICLE MAY NOT BE PARKED IN:

18 (1) A DRIVEWAY WITHOUT THE PERMISSION OF THE OWNER OF THE DRIVEWAY;

19 (2) AN AREA RESERVED FOR SIDEWALK DINING;

20 (3) A TRANSIT ZONE, INCLUDING BUS STOPS, SHELTERS, AND PASSENGER-WAITING  
21 AREAS, EXCEPT AT DESIGNATED AREAS WITHIN A TRANSIT ZONE, AS DETERMINED  
22 BY THE DIRECTOR;

23 (4) A LOADING ZONE;

24 (5) A PARKING ZONE DEDICATED TO ACCESSIBLE PARKING;

25 (6) A MANNER THAT REDUCES THE PEDESTRIAN ZONE TO LESS THAN 4 FEET OR THAT  
26 OTHERWISE PROHIBITS THE FREE FLOW OF PEDESTRIAN TRAFFIC;

27 (7) A MANNER THAT INTERFERES WITH PLACES OF ACCESS FOR PERSONS WITH  
28 DISABILITIES AS REQUIRED BY THE AMERICANS WITH DISABILITIES ACT; OR

29 (8) A MANNER OR LOCATION PROHIBITED BY THE DIRECTOR BY RULE OR REGULATION.

**Council Bill 19-0324**

1 (D) ~~DISCARDED~~ PARKED DOCKLESS VEHICLES.

2 DOCKLESS VEHICLES MUST BE PARKED IN A STANDING UPRIGHT POSITION.

3 **§ 38-20. USER EDUCATION.**

4 (A) *IN GENERAL.*

5 A PROVIDER MUST EDUCATE ITS USERS IN THE LAWS, RULES, AND REGULATIONS  
6 APPLICABLE TO THE RIDING, OPERATION, AND PARKING OF DOCKLESS VEHICLES.

7 (B) *PUBLICATION.*

8 AS A COMPONENT OF THE EDUCATION REQUIRED UNDER THIS SECTION, A PROVIDER MUST  
9 MAKE VISIBLE ON ITS DOCKLESS VEHICLES OR PUBLISH ON ITS MOBILE APPLICATION, OR  
10 BOTH, THE STANDARDS OF OPERATION SET FORTH IN ~~§ 38-17 AND § 38-18~~ § 38-18 and  
11 § 38-19 OF THIS SUBTITLE OR THE RULES AND REGULATIONS ADOPTED UNDER THIS  
12 SUBTITLE.

13 **§ 38-21. ADVERTISING PROHIBITED.**

14 A PROVIDER MAY NOT DISPLAY THIRD PARTY ADVERTISING ON ITS DOCKLESS VEHICLES.

15 **§ 38-22. PROVIDER OPERATIONAL RESPONSIBILITIES.**

16 A PROVIDER MUST:

- 17 (1) OPERATE A 24-HOUR CUSTOMER SERVICE PHONE NUMBER FOR USERS, THE GENERAL  
18 PUBLIC, AND CITY OFFICIALS TO REPORT DOCKLESS VEHICLES THAT ARE INOPERABLE  
19 OR SUSPECTED OF BEING OPERATED OR PARKED IN APPARENT VIOLATION OF THE LAW;
- 20 (2) REMOVE ITS DOCKLESS VEHICLES FROM ANY PUBLIC RIGHT-OF-WAY ~~BETWEEN DUSK~~  
21 ~~AND DAWN~~ DURING THE HOURS AS DETERMINED BY THE DIRECTOR ~~IN THE RULES AND~~  
22 ~~REGULATIONS ADOPTED UNDER THIS SUBTITLE;~~
- 23 (3) ENSURE THAT ITS DOCKLESS VEHICLES ARE PARKED AS REQUIRED BY LAW, RULE, OR  
24 REGULATION;
- 25 (4) REMOVE OR REPOSITION ITS DOCKLESS VEHICLES THAT ARE PARKED ILLEGALLY  
26 WITHIN A TIME DETERMINED BY THE DIRECTOR; ~~WITHIN 2 HOURS OF BEING NOTIFIED~~  
27 ~~BY THE DEPARTMENT OR ANY OTHER GOVERNMENT AGENCY OF A VIOLATION;~~
- 28 ~~(5) REMOVE OR REPOSITION ITS DOCKLESS VEHICLES THAT ARE PARKED ILLEGALLY~~  
29 ~~WITHIN 6 HOURS OF BEING NOTIFIED BY THE PUBLIC;~~
- 30 ~~(5)~~ (6) ENSURE THAT ITS DOCKLESS VEHICLES ADHERE TO APPLICABLE NATIONAL SAFETY  
31 STANDARDS;

**Council Bill 19-0324**

1            ~~(6) (7)~~ ENSURE THAT ITS OPERATIONS ADHERE TO THE REQUIREMENTS OF EQUITABLE  
2            ACCESS AS DETERMINED BY THE DIRECTOR ~~IN THE RULES AND REGULATIONS ADOPTED~~  
3            ~~UNDER THIS SUBTITLE; AND~~

4            ~~(7) (8)~~ COMPLY WITH ALL OTHER REQUIREMENTS ESTABLISHED BY THE DIRECTOR FOR  
5            THE OPERATION OF DOCKLESS VEHICLES FOR HIRE.

6            **§ 38-23. PERFORMANCE BOND.**

7            (A) *IN GENERAL.*

8            PROVIDERS MUST PROVIDE A PERFORMANCE BOND IN AN AMOUNT AND FORM SPECIFIED BY  
9            THE DIRECTOR.

10          (B) *USE.*

11          THE FUNDS AVAILABLE FROM THE BOND REQUIRED BY THIS SECTION SHALL BE APPLIED TO  
12          PAY FOR:

13                (1) DAMAGE TO PUBLIC PROPERTY CAUSED BY A PROVIDER'S DOCKLESS VEHICLES; OR

14                (2) THE REMOVAL AND STORAGE OF A PROVIDER'S DOCKLESS VEHICLES THAT ARE  
15                PARKED ILLEGALLY.

16          **§ 38-24. SEIZURE.**

17          (A) *IN GENERAL.*

18          A DOCKLESS VEHICLE FOR HIRE IS SUBJECT TO SEIZURE IF IT IS PARKED OR USED IN  
19          VIOLATION OF THIS SUBTITLE.

20          (B) *WARRANT NOT NECESSARY.*

21                (1) AN ENFORCEMENT OFFICER NEED NOT HAVE A WARRANT IN ORDER TO SEIZE A  
22                DOCKLESS VEHICLE FOR HIRE IN VIOLATION OF THIS SUBTITLE IF:

23                        (I) THE ENFORCEMENT OFFICER HAS PROBABLE CAUSE TO BELIEVE THAT THE  
24                        DOCKLESS VEHICLE FOR HIRE HAS BEEN PARKED OR USED IN VIOLATION OF THIS  
25                        SUBTITLE; AND

26                        (II) A WARRANT IS NOT CONSTITUTIONALLY REQUIRED UNDER THE  
27                        CIRCUMSTANCES.

28                (2) WHENEVER AN ENFORCEMENT OFFICER SEIZES A DOCKLESS VEHICLE FOR HIRE UNDER  
29                THIS SECTION, THE ENFORCEMENT OFFICER MAY CAUSE IT TO BE MOVED TO A PLACE  
30                DESIGNATED BY THE DEPARTMENT.

31                (3) ON THE SEIZURE OF A DOCKLESS VEHICLE FOR HIRE UNDER THIS SECTION, THE  
32                DEPARTMENT MUST PROMPTLY NOTIFY THE PROVIDER OF:



**Council Bill 19-0324**

1 ~~OR TO IMPRISONMENT FOR NOT MORE THAN 30 DAYS OR TO BOTH FINE AND IMPRISONMENT~~  
2 ~~FOR EACH OFFENSE.~~

3 ~~(B) EACH DAY A SEPARATE OFFENSE.~~

4 ~~EACH DAY THAT A VIOLATION CONTINUES IS SEPARATE OFFENSE.~~

5 **Article 1. Mayor, City Council, and Municipal Agencies**

6 **Subtitle 40. Environmental Control Board**

7 **§ 40-14. Violations to which subtitle applies.**

8 (e) *Provisions and penalties enumerated.*

9 (5) *Article 31. Transit and Traffic*

10 ~~SUBTITLE 38. DOCKLESS VEHICLES~~

11 ~~§ 38-17. UNLAWFUL OPERATION \_\_\_\_\_ \$20~~

12 ~~§ 38-18. UNLAWFUL PARKING \_\_\_\_\_ \$20~~

13 SUBTITLE 38. DOCKLESS VEHICLES

14 § 38-7(B)(2). EXCEEDING THE MAXIMUM NUMBER OR TYPE OF  
15 DOCKLESS VEHICLES PERMITTED TO OPERATE \$1,000

16 § 38-8(A). OPERATING A DOCKLESS-VEHICLE-FOR-HIRE BUSINESS  
17 WITHOUT A PERMIT \$1,000

18 § 38-12. FAILURE OF PROVIDER TO PROVIDE  
19 REQUIRED DATA OR REPORTS \$1,000

20 § 38-15. FAILURE OF PROVIDER TO NOTIFY OF DATA BREACH \$1,000

21 § 38-18. UNLAWFUL OPERATION OF E-BIKE OR E-SCOOTER \$20

22 § 38-19. UNLAWFUL PARKING OF DOCKLESS VEHICLE \$20

23 § 38-21. DISPLAY OF ADVERTISEMENTS ON DOCKLESS VEHICLES \$1,000

24 § 38-22. PROVIDER OPERATIONAL RESPONSIBILITIES:

25 ITEM (1). FAILURE TO MAINTAIN 24-HOUR CUSTOMER SERVICE  
26 PHONE SUPPORT \$1,000

27 ITEM (2). FAILURE TO REMOVE DOCKLESS VEHICLES FROM PUBLIC  
28 RIGHTS-OF-WAY BETWEEN DUSK AND DAWN, AS DETERMINED IN  
29 RULES AND REGULATIONS \$500

**Council Bill 19-0324**

1	<u>ITEM (3). FAILURE TO ENSURE THAT DOCKLESS VEHICLES ARE</u>	
2	<u>PARKED AS REQUIRED BY LAW, RULE, OR REGULATION</u>	<u>\$500</u>
3	<u>ITEM (4). FAILURE TO REMOVE OR REPOSITION ILLEGALLY PARKED</u>	
4	<u>DOCKLESS VEHICLES WITHIN REQUIRED TIME</u>	<u>\$500</u>
5	<u>ITEM (5). FAILURE TO ENSURE THAT DOCKLESS VEHICLES ADHERE</u>	
6	<u>TO NATIONAL SAFETY STANDARDS</u>	<u>\$1,000</u>
7	<u>ITEM (6). FAILURE TO ENSURE THAT PROVIDER OPERATIONS</u>	
8	<u>ADHERE TO EQUITABLE ACCESS REQUIREMENTS</u>	<u>\$1,000</u>
9	<u>ITEM (7). FAILURE TO COMPLY WITH ANY OTHER REQUIREMENT</u>	
10	<u>ESTABLISHED BY THE DIRECTOR</u>	<u>\$1,000</u>

**Article 1. Mayor, City Council, and Municipal Agencies**

**Subtitle 41. Civil Citations**

**§ 41-14. Offenses to which subtitle applies – Listing.**

**(4) Article 31. Transit and Traffic**

~~SUBTITLE 38. DOCKLESS VEHICLES~~

~~§ 38-17. UNLAWFUL OPERATION~~ \_\_\_\_\_ ~~\$20~~

~~§ 38-18. UNLAWFUL PARKING~~ \_\_\_\_\_ ~~\$20~~

SUBTITLE 38. DOCKLESS VEHICLES

§ 38-7(B)(2). EXCEEDING THE MAXIMUM NUMBER OR TYPE OF  
DOCKLESS VEHICLES PERMITTED TO OPERATE \$1,000

§ 38-8(A). OPERATING A DOCKLESS-VEHICLE-FOR-HIRE BUSINESS  
WITHOUT A PERMIT \$1,000

§ 38-12. FAILURE OF PROVIDER TO PROVIDE  
REQUIRED DATA OR REPORTS \$1,000

§ 38-15. FAILURE OF PROVIDER TO NOTIFY OF DATA BREACH \$1,000

§ 38-18. UNLAWFUL OPERATION OF E-BIKE OR E-SCOOTER \$20

§ 38-19. UNLAWFUL PARKING OF DOCKLESS VEHICLE \$20

§ 38-21. DISPLAY OF ADVERTISEMENTS ON DOCKLESS VEHICLES \$1,000

§ 38-22. PROVIDER OPERATIONAL RESPONSIBILITIES:



**Council Bill 19-0324**

1	<u>ITEM (1). FAILURE TO MAINTAIN 24-HOUR CUSTOMER SERVICE</u>	
2	<u>PHONE SUPPORT</u>	<u>\$1,000</u>
3	<u>ITEM (2). FAILURE TO REMOVE DOCKLESS VEHICLES FROM PUBLIC</u>	
4	<u>RIGHTS-OF-WAY BETWEEN DUSK AND DAWN, AS DETERMINED IN</u>	
5	<u>RULES AND REGULATIONS</u>	<u>\$500</u>
6	<u>ITEM (3). FAILURE TO ENSURE THAT DOCKLESS VEHICLES ARE</u>	
7	<u>PARKED AS REQUIRED BY LAW, RULE, OR REGULATION</u>	<u>\$500</u>
8	<u>ITEM (4). FAILURE TO REMOVE OR REPOSITION ILLEGALLY PARKED</u>	
9	<u>DOCKLESS VEHICLES WITHIN REQUIRED TIME</u>	<u>\$500</u>
10	<u>ITEM (5). FAILURE TO ENSURE THAT DOCKLESS VEHICLES ADHERE</u>	
11	<u>TO NATIONAL SAFETY STANDARDS</u>	<u>\$1,000</u>
12	<u>ITEM (6). FAILURE TO ENSURE THAT PROVIDER OPERATIONS</u>	
13	<u>ADHERE TO EQUITABLE ACCESS REQUIREMENTS</u>	<u>\$1,000</u>
14	<u>ITEM (7). FAILURE TO COMPLY WITH ANY OTHER REQUIREMENT</u>	
15	<u>ESTABLISHED BY THE DIRECTOR</u>	<u>\$1,000</u>

**Article 28. Taxes**

**Subtitle 31. DOCKLESS VEHICLES**

**§ 31-1. DEFINITIONS.**

(A) *IN GENERAL.*

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) *DIRECTOR.*

“DIRECTOR” MEANS THE DIRECTOR OF THE DEPARTMENT OF FINANCE OR THE DIRECTOR’S DESIGNEE.

(C) *DOCKLESS VEHICLE FOR HIRE.*

“DOCKLESS VEHICLE FOR HIRE” HAS THE MEANING STATED IN CITY CODE ARTICLE 31, § 38-1(C) {“DEFINITIONS – DOCKLESS VEHICLE FOR HIRE”}.

(D) *PROVIDER.*

“PROVIDER” HAS THE MEANING STATED IN CITY CODE ARTICLE 31, § ~~38-1(F)~~ 38-1(H) {“DEFINITIONS – PROVIDER”}.

**Council Bill 19-0324**

1 **§ 31-2. TAX IMPOSED.**

2 AN EXCISE TAX IS LEVIED AND IMPOSED UPON EVERY PROVIDER OF DOCKLESS VEHICLES FOR  
3 HIRE.

4 **§ 31-3. AMOUNT OF TAX.**

5 THE AMOUNT OF THE TAX IS 10 CENTS PER DOCKLESS-VEHICLE-FOR-HIRE RENTAL.

6 **§ 31-4. REMITTANCE AND REPORTS.**

7 (A) *REMITTANCE.*

8 A PROVIDER SHALL REMIT THE TAX IMPOSED BY THIS SUBTITLE TO THE DIRECTOR ON OR  
9 BEFORE THE FIRST DAY OF JANUARY AND THE FIRST DAY OF JULY OF EACH YEAR.

10 (B) *REPORTS.*

11 (1) EACH REMITTANCE MUST BE ACCOMPANIED BY A REPORT OF ALL SERVICE  
12 TRANSACTIONS FOR THE PERIOD REPORTED.

13 (2) THE REPORT MUST BE IN THE FORM AND CONTAIN THE INFORMATION THAT THE  
14 DIRECTOR REQUIRES.

15 **§ 31-5. RULES AND REGULATIONS.**

16 (A) *IN GENERAL.*

17 THE DIRECTOR MUST ADOPT RULES AND REGULATIONS TO CARRY OUT THIS SUBTITLE.

18 (B) *FILING WITH LEGISLATIVE REFERENCE.*

19 A COPY OF ALL RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE MUST BE FILED  
20 WITH THE DEPARTMENT OF LEGISLATIVE REFERENCE BEFORE THEY TAKE EFFECT.

21 **SECTION 2. AND BE IT FURTHER ORDAINED**, That the catchlines contained in this Ordinance  
22 are not law and may not be considered to have been enacted as a part of this or any prior  
23 Ordinance.

24 ~~**SECTION 3. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect on May 1,~~  
25 ~~2019.~~

26 **SECTION 3. AND BE IT FURTHER ORDAINED** That City Code Article 31, Subtitle 38, § 38-3  
27 {“Rules and regulations”}, as enacted by this Ordinance, takes effect on the date of enactment.

28 **SECTION 4. AND BE IT FURTHER ORDAINED** That, except as provided in Section 3 of this  
29 Ordinance, this Ordinance takes effect on the effective date of the rules and regulations adopted  
30 by the Department pursuant to City Code Article 31, Subtitle 38, § 38-3 {“Rules and  
31 regulations”}.

**Council Bill 19-0324**

Certified as duly passed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Chief Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Mayor, Baltimore City