## STAFF REPORT

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| **Agenda Item:** | 6 | **Name:** | Erica Newman |
| **Proposed No**.: | 2021-0204 | **Date:** | June 23, 2021 |

**SUBJECT**

Proposed Ordinance 2021-0204 would make technical amendments relating to the electric scooter share pilot program; amending Ordinance 18989, Section 2, as amended, Ordinance 18989, Section 6, as amended, and Ordinance 18989, Section 8, as amended, and adding a new section to Ordinance 18989.

**SUMMARY**

Proposed Ordinance 2021-0204 would update the start and reporting dates for the electric scooter share pilot program established by Ordinance 18989 and add a new section, Section 4 to Ordinance 18989.

There is an amendment to the Interlocal Agreement (ILA) that would make some technical corrections and clarify language throughout the ILA.

**BACKGROUND**

In 2019, the Washington State Legislature implemented RCW 46.61.715, which allows local authorities to regulate the operation of motorized foot scooters and shared scooters within their jurisdictions. Regulation may include, but is not limited to:

* Determining if shared scooters may be operated within the local authority’s jurisdiction, and if allowed, where they may be operated;
* Requiring scooter share programs to pay reasonable fees and taxes;
* Requiring that shared scooters be staged in a manner compliant with the Americans with Disabilities Act, to ensure clear passage of pedestrian traffic on sidewalks; and
* Adopting and addressing penalties for moving or parking violations involving shared scooters to the persons responsible for such violation.

**Ordinance 18989**. In October 2019, Council adopted Ordinance 18989 which required the establishment of an electric scooter share pilot program in the North Highline urban unincorporated area in King County for a pilot period of up to one year, beginning in January 2020. The pilot program would be developed, implemented and administered by the Records and Licensing Services Division (RALS) of the Department of Executive Services.[[1]](#footnote-1) RALS would be required to consult and coordinate with other county agencies (e.g. Metro, Department of Natural Resources and Parks, Department of Local Services and Public Health) on development, implementation and enforcement criteria for the pilot program. Ordinance 18989 also required RALS to report twice on the pilot program with the reports due no later than June 30, 2020 and August 24, 2020. The reports were to provide information on program usage and costs, such as the total trips taken during the pilot, anonymized demographic data, impacts to transit ridership, and an equity analysis.

**Ordinance 19137**. In July 2020, Council adopted Ordinance 19137, which amended Ordinance 18989 to adjust the start date and reporting due dates for the pilot program to reflect additional needed time for program development and implementation. Under Ordinance 19137, the program start date was amended to correspond with the date upon which the shared scooters became available for public use, which was expected to occur by the effective date of the ordinance (July 31, 2020). The due dates for the two required reports were also amended to six months and nine months after the program start date.

Ordinance 19137 also updated the expiration date of Ordinance 18989 to correspond with the start date of the pilot program, expiring one year from the date upon which scooters are available for public use (July 31, 2021).

**ANALYSIS**

Proposed Ordinance 2021-0204 would amend Ordinance 18989, as amended, to adjust the due date for the second report on the electric scooter share pilot program and to authorize and the executive to enter into interlocal agreements (ILAs) with local jurisdictions seeking to participate in the county's pilot program. The proposed ordinance would also extend the expiration date for the pilot program.

Reporting Requirements. The proposed ordinance maintains the requirement for the executive to report twice to the council on scooter share pilot program implementation, but the second report would be due by no later than three months from the program's end date rather than nine months from the start date.

In addition, the proposed ordinance would add a requirement that the reports must include a list of local jurisdictions that have entered into an interlocal agreement with the county to participate in the pilot program, if any, and a summary of the opportunities and lessons learned by including local jurisdictions in the scooter share pilot program.

Potential Partnerships with Local Jurisdictions. The proposed ordinance would also authorize the executive to enter into interlocal agreements (ILAs) in substantially the same form as the template ILA in Attachment A with local jurisdictions seeking to participate in the county's pilot program.

Expiration Date. The proposed ordinance extends the expiration date of the program from one year from the program start date, or approximately July 31, 2021, to March 31, 2023.

**AMENDMENT**

The amendment would attach a revised template ILA to make technical corrections and clarify language throughout the ILA.

**INVITED**

* Sean Bouffiou, Administrative Services Manager, Records and Licensing

**ATTACHMENTS**

1. Proposed Ordinance 2021-0204 (and its attachments)
2. Amendment

1. Per Ordinance 18989, program development, implementation and administration authority shall be delegated by the Executive to RALS. [↑](#footnote-ref-1)