



CHAPTER 7.115 – PERSONAL DELIVERY DEVICE OPERATORS

Clark County Business License
Vincent V. Queano, Director

September 3, 2024



togetherforbetter

Background

- On June 1, 2023, the Nevada Legislature passed Senate Bill 422 (SB 422) allowing for the operation and licensure of Personal Delivery Devices.
- There was a discussion item regarding the amendment of the Clark County Code to include licensing and operating requirements for personal delivery devices on August 15, 2023.
- The Business Impact Statement (BIS) was open from July 16, 2024, to August 6, 2024.
- On August 20, 2024, the draft ordinance was introduced and the BIS was presented to the Board of County Commissioners.



Personal Delivery Device Definition

“Personal delivery device” shall have the same meaning ascribed to it in NRS 484B.044 and means an electrically powered device that:

1. Is designed to operate autonomously, semi-autonomously or remotely by a personal delivery device operator;
2. Is equipped with technology that allows navigation with or without the active control or monitoring of a natural person;
3. Is intended primarily to transport cargo on sidewalks, crosswalks and other pedestrian areas;
4. Weighs less than 150 pounds when empty; and
5. Has a maximum speed of 10 miles per hour.



Personal Delivery Device Operator Definition

“Personal delivery device operator” shall have the same meaning ascribed to it in NRS 484B.045 and means a person or entity that exercises control or monitoring over the operation and navigation of a personal delivery device. The term does not include a person or entity who solely:

1. Requests or receives the delivery or services of a personal delivery device;
2. Arranges for or dispatches the requested services of a personal delivery device; or
3. Stores, charges or maintains a personal delivery device.



Application requirements.

1. A map of the service area(s) where the applicant will operate personal delivery devices;
2. A community outreach plan describing strategies for engaging with older adults and persons with disabilities;
3. A complaint response plan containing the following:
 - (a) The applicant's twenty-four-hour complaint phone number to receive complaints
 - (b) The applicant's procedure for promptly addressing any complaints received, including the removal of a personal delivery device that has malfunctioned and/or become inoperable in the public right-of-way within thirty (30) minutes of the malfunction



Duties of a licensee.

1. Maintain and conduct all activities in a decent and respectful manner and shall not permit any conditions that could cause disorder, disturbances, nuisances or other activities which endanger the health or safety of the public;
2. Be responsible for the acts of his or her employees, agents and volunteers when they are performing their duties for the personal delivery device;
3. Comply with and adhere to all public safety requirements and conditions from any inspection agency, and
4. Remain qualified to hold a license pursuant to this chapter of the code and state law.



Operating Requirements

- A personal delivery device may only be operated within unincorporated Clark County at an institution within the Nevada System of Higher Education or upon a sidewalk or crosswalk directly adjacent to an institution within the Nevada System of Higher Education while servicing such an institution or its students or faculty, and if:
- The operator of has the ability to actively monitor and remotely control the navigation and movement of the personal delivery device;
- The device is equipped with a braking device that enables the personal delivery device to come to a controlled stop;
- The personal delivery device includes a unique identifying number, the Clark County business license number, personal delivery device operator's business name, and twenty-four-hour telephone number for the personal delivery device operator;
- The personal delivery device is equipped with an illuminated and/or reflective flag that is no less than three (3) feet from the ground;
- The personal delivery device is in good working order



Prohibited Acts

- Operate on the highways of this State except when crossing at an intersection or within a crosswalk;
- Fail to comply with any traffic-control signal or devices that a pedestrian is obligated to comply with;
- Unreasonably interfere with pedestrians or vehicle traffic;
- Transport hazardous material;
- Transport a person; or
- Operate on a sidewalk that would reduce the width of the sidewalk to less than forty-eight (48) inches in width or reduce accessibility standards.



Prohibited Acts

- Deliver alcoholic liquor or cannabis products.
- A personal delivery device operator shall not put in to service more than fifty (50) personal delivery devices per Nevada System of Higher Education institution located in unincorporated Clark County at any time.
- Operate at a speed in excess of five (5) miles per hour.
- Park/loiter in the public right-of-way at any time.
- Fail to remove a personal delivery device within thirty (30) minutes of a malfunction and/or the device becomes inoperable in the public right-of-way including, but not limited to a sidewalk or, crosswalk or other pedestrian area.



Service Area Map

1. Each personal delivery device operator shall maintain a map of the service area(s) where the personal delivery devices will operate and submit an updated map to the department of business license within thirty (30) days of any change to the service area(s).
2. Clark County will provide a personal delivery device licensee thirty (30) days advance notice of any County construction projects that will impact access to the public right of way in the service area(s).



Reporting Requirements

At the written request of the Department, a personal delivery device operator must provide a report of the following information from the preceding two (2) years:

1. A list of any collisions occurring within unincorporated Clark County involving a personal delivery device, including the date, location and description of each incident;
2. A list of any theft or vandalism of a personal delivery device, including the date, location and description of each incident;
3. A list of all known security and data breaches or unauthorized access of the computer systems of the personal delivery device operator or a personal delivery device, including the date, location and description of each incident;
4. A list of all complaints received by the personal delivery device operator.

The requested information must be provided to the Department within thirty (30) days of the request.



Other Highlights

1. Licensees are required to have an insurance policy that provides general liability coverage of not less than \$500,000 for any damages arising from the combined operations of any personal delivery devices under the control of the personal delivery device operator.
2. Licensees must pay a semi-annual fee based on gross revenue pursuant to Section 6.12.995 of the Clark County Code.
3. Upon notification to a Licensee by the Department or a public health or public safety agency of an emergency affecting the health, welfare or safety of persons occurring within the Licensee's service area(s), the Licensee shall immediately remove all personal delivery devices from service and not re-deploy the devices until advised to do so by the Department or the public health or public safety agency.
4. Any person, firm or corporation in violation of this chapter may be issued a civil penalty. The penalty shall not exceed one thousand dollars for each violation.

