

[Bracketed] and/or ~~striketthrough~~ material is that portion being deleted or amended

Underlined material is that portion being added

~~Double striketthrough~~ material is that portion being deleted on May 6, 2025

Double underlined material is that portion being added on May 6, 2025

Dotted underlined material is that portion being added to the Double underlined material on May 6, 2025

BILL NO. 4-15-25-3

SUMMARY – An Ordinance to amend Chapter 14.04 of the Clark County Code by adding ~~two (2) new~~ definitions for electric bicycle and electric scooter, and amending the definition of motorcycle to include motorcycles powered by an electric motor; to amend Section 14.42.058 of the Clark County Code by adding electric bicycles and electric scooters to the list of prohibited devices to be operated in the restricted area; to amend Chapter 14.52 of the Clark County Code by adding provisions relating to the use of electric bicycles and electric scooters on County property and right-of-way; to amend Section 14.65.015 of the Clark County Code to amend the definition of off-highway vehicle to include an all-terrain motorcycle powered by an electric motor; to amend Section 19.04.030 of the Clark County Code by adding the operation of ~~class 2 and 3 electric bicycles,~~ motorcycles, and all-terrain motorcycles to the list of prohibited conduct within a county park; and providing for other matters properly relating thereto.

ORDINANCE NO. _____
(of Clark County, Nevada)

AN ORDINANCE TO AMEND CHAPTER 14.04 OF THE CLARK COUNTY CODE BY ADDING ~~TWO (2) NEW~~ DEFINITIONS FOR ELECTRIC BICYCLE AND ELECTRIC SCOOTER, AND AMENDING THE DEFINITION OF MOTORCYCLE TO INCLUDE MOTORCYCLES POWERED BY AN ELECTRIC MOTOR; TO AMEND SECTION 14.42.058 OF THE CLARK COUNTY CODE BY ADDING ELECTRIC BICYCLES AND ELECTRIC SCOOTERS TO THE LIST OF PROHIBITED DEVICES TO BE OPERATED IN THE RESTRICTED AREA; TO AMEND CHAPTER 14.52 OF THE CLARK COUNTY CODE BY ADDING PROVISIONS RELATING TO THE USE OF ELECTRIC BICYCLES AND ELECTRIC SCOOTERS ON COUNTY PROPERTY AND RIGHT-OF-WAY; TO AMEND SECTION 14.65.015 OF THE CLARK COUNTY CODE TO AMEND THE DEFINITION OF OFF-HIGHWAY VEHICLE TO INCLUDE AN ALL-TERRAIN MOTORCYCLE POWERED BY AN ELECTRIC MOTOR; TO AMEND SECTION 19.04.030 OF THE CLARK COUNTY CODE BY ADDING THE OPERATION OF ~~CLASS 2 AND 3 ELECTRIC BICYCLES,~~ MOTORCYCLES, AND ALL-TERRAIN MOTORCYCLES TO THE LIST OF PROHIBITED CONDUCT WITHIN A COUNTY PARK; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Title 14, Chapter 14.04 of the Clark County Code is hereby amended by adding

the following definitions:

14.04.091 Electric Bicycle. The term “electric bicycle” means a device upon which a person may ride, having two or three wheels, or every such device generally recognized as a bicycle that has fully operable pedals, a seat or saddle for the rider, an electric motor which produces not more than 750 watts and meets the requirements of one of the following three classes: (1) class 1 electric bicycle; (2) class 2 electric bicycle; or (3) class 3 electric bicycle. The term does not include a moped, a motorcycle, an all-terrain motorcycle, or an electric scooter.

14.04.051 Class 1 Electric Bicycle. The term “class 1 electric bicycle” means an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour.

14.04.052 Class 2 Electric Bicycle. The term “class 2 electric bicycle” means an electric bicycle equipped with a motor that may be used exclusively to propel the bicycle and is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.

14.04.053 Class 3 Electric Bicycle. The term “class 3 electric bicycle” means an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of 28 miles per hour.

14.04.092 Electric Scooter. The term “electric scooter” a device with handlebars and an electric motor that is designed to be ridden on in an upright or seated position and propelled by its electric motor or by propulsion provided by the rider. Such a device:

1. Must not weigh more than 100 pounds without a rider; and
2. Must have a maximum speed of not more than 20 miles per hour when powered solely by its electric motor.

The term does not include a scooter that is designed or intended by its manufacturer to be used primarily as an assistive device to increase, maintain, or improve the mobility of an individual with a disability or other physical condition that limits or impairs the individual's ability to walk.

SECTION 2. Title 14, Chapter 14.04, Section 14.04.190 of the Clark County Code is hereby amended to read as follows:

14.04.190 Motorcycle. The term “motorcycle” means every motor vehicle, whether propelled by

an internal combustion engine or electric motor, [having]equipped with a seat or saddle for the use of the [rider]driver and designed to travel on not more than three wheels in contact with the ground, [but] excluding an electric bicycle, an electric scooter, a tractor and a moped. The term includes a motorcycle of any height, including, but not limited to, a mini motorcycle.

SECTION 3. Title 14, Chapter 14.42, Section 14.42.058 of the Clark County Code is hereby amended to read as follows:

14.42.058 Skateboards, coasters, roller or in-line skates, electric bicycles, and electric scooters.

It is unlawful for any person to operate or ride a skateboard, coaster, roller or in-line skates, electric bicycle, electric scooter, or other similar device on any public sidewalk or public pedestrian easement in the restricted area. A person operating, driving, or using an electric personal assistance mobility device, as defined in Clark County Code Section 14.42.020, who has a disability or a medical condition that necessitates the use of such device is exempted from this section.

SECTION 43. Title 14, Chapter 14.52, Section 14.52.010 of the Clark County Code is hereby amended to read as follows:

14.52.010 Traffic laws apply to persons riding bicycles, electric bicycles, and electric scooters.

Every person riding a bicycle, an electric bicycle, or an electric scooter upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle except as to special provisions in Sections 14.52.020 through 14.52.070, inclusive, and except as to those provisions of this title which by their nature can have no application. Law enforcement officers acting within the scope and course of their employment are exempt from compliance with the provisions of this chapter.

SECTION 54. Title 14, Chapter 14.52, Section 14.52.020 of the Clark County Code is hereby amended to read as follows:

14.52.020 Riding on bicycles, electric bicycles, and electric scooters.

A. Proper Manner. A person operating~~[propelling]~~ a bicycle or an electric bicycle shall not ride other than upon or astride a permanent and regular seat attached thereto.

B Number of Persons. No bicycle, electric bicycle, or electric scooter shall be used to carry more persons at one time than the number for which it is designed and equipped.

SECTION ~~65~~. Title 14, Chapter 14.52, Section 14.52.030 of the Clark County Code is hereby amended to read as follows:

14.52.030 Clinging to vehicles.

No person riding upon any bicycle, electric bicycle, electric scooter, coaster, roller skates, sled or toy vehicle shall attach the same or himself to any vehicle upon a roadway.

SECTION ~~76~~. Title 14, Chapter 14.52 of the Clark County Code is hereby amended to add the following sections:

14.52.025 Electric bicycles and electric scooters.

A. ~~Except as otherwise provided in subsection B or unless otherwise designated and or posted, an electric bicycle or an electric scooter may be operated:~~

(i) ~~On~~ On a roadway, sidewalk, or a lane, path, or route designated for bicycle, electric bicycle, or electric scooter use; ~~at a speed of not more than 15 miles per hour.~~

(ii) In a county park, skatepark, bicycle park, or recreational facility;

(iii) On a county park trail or pathway; or

(iv) At any other non-designated location.

~~Where a speed limit has been posted, a person shall not operate an electric bicycle or an electric scooter in excess of that speed.~~

B. Unless otherwise designated and or posted, it shall be unlawful for any person to operate an ~~class 2~~ electric bicycle or an ~~class 3~~ electric scooter ~~bicycle~~ in any county park at a speed greater than 15 miles per hour, skatepark, bicycle park, recreational facility, on any county park trail or pathway, or at any other non-designated location. The speed restrictions set forth in this subsection B shall not apply to those county roadways, sidewalks, lanes, paths or pathways, routes, and trails not customarily found within the limits of a typical neighborhood or community park.

C. It shall be unlawful for any person to perform stunts, wheelies, ride on handlebars, operate at unsafe speeds, or engage in any other reckless behavior while operating an electric bicycle or an electric scooter ~~in county locations designated under this section.~~

D. Helmets are recommended for any person operating an electric bicycle or electric scooter. Minors must wear a helmet at all times when operating an electric bicycle or electric scooter ~~in county locations designated under this section.~~

E. Every electric bicycle and electric scooter shall be equipped with a bell or horn to alert pedestrians and other road users.

F. Any violation of the provisions of this section is subject to the following civil penalties:

(i) A first violation shall result in a fine of one hundred and fifty dollars (\$150).

(ii) A second violation shall result in a fine of three hundred dollars (\$300).

(iii) Subsequent violation shall result in a fine of six hundred dollars (\$600).

Parents or guardians shall be held financially responsible for violations of this section committed by a minor under their supervision.

G. Law enforcement officers and park police officers are authorized to enforce the provisions of this section.

SECTION ~~87~~. Title 14, Chapter 14.52, Section 14.52.040 of the Clark County Code is hereby amended to read as follows:

14.52.040 Riding on roadways and bicycle paths.

A. Right Side of Roadway. Every person operating a bicycle, an electric bicycle, or an electric scooter upon a roadway shall, except:

(a) When traveling at a lawful rate of speed commensurate with the speed of any nearby traffic;

(b) When preparing to turn left;

(c) When doing so would not be safe, ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

For purposes of subsection (c) above, unsafe conditions that would make operating a bicycle, an electric bicycle, or an electric scooter on the right side of the roadway impractical, include, but are not limited to:

(i) When fixed or moving objects, parked or moving vehicles, bicycles, electric bicycles, electric scooters, pedestrians, animals or surface hazards impede access to the right side of

the roadway; or

(ii) When a lane is too narrow for a bicycle, an electric bicycle, or an electric scooter and a vehicle to travel safely side by side with the lane.

B. Two Abreast. Persons riding bicycles, electric bicycles, or electric scooters upon a roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles, electric bicycles, or electric scooters.

C. Usable Path. Whenever a usable path for bicycles, electric bicycles, or electric scooters has been provided adjacent to a roadway, it is recommended, but not required, that a bicycle rider, an electric bicycle rider, or an electric scooter rider~~[s-shall]~~ use such path and ~~[shall]~~ not use the roadway.

SECTION ~~98~~. Title 14, Chapter 14.52, Section 14.52.050 of the Clark County Code is hereby amended to read as follows:

14.52.050 Carrying articles.

No person operating a bicycle, an electric bicycle, or an electric scooter shall carry any package, bundle or article which prevents the driver from keeping at least one hand upon the handle bars.

SECTION ~~109~~. Title 14, Chapter 14.52, Section 14.52.060 of the Clark County Code is hereby amended to read as follows:

14.52.060 Lamps and other equipment on bicycles, electric bicycles, and electric scooters.

A. Lamps. Every bicycle, electric bicycle, and electric scooter when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred feet to the front and with a red reflector on the rear of a type approved by the department of motor vehicles which shall be visible from all distances from fifty feet to three hundred feet to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred feet to the rear may be used in addition to the red reflector.

B. Brakes. Every bicycle, electric bicycle, and electric scooter shall be equipped with a brake which will enable the operator to make the braked wheels skid when on dry, level, clean pavement.

SECTION ~~1140~~. Title 14, Chapter 14.52, Section 14.52.070 of the Clark County Code is hereby amended to read as follows:

14.52.070 Effect of regulations.

A. Parent, Guardian. The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this title.

B. Applicability. The provisions applicable to bicycles, electric bicycles and electric scooters shall apply whenever a bicycle, an electric bicycle, or an electric scooter is operated upon any highway or upon any path set aside for the exclusive use of bicycles, electric bicycles, or electric scooters subject to those exceptions stated herein.

SECTION ~~1244~~. Title 14, Chapter 14.65, Section 14.65.015 of the Clark County Code is hereby amended to read as follows:

14.65.015 Definitions.

a. "Highway or roadway" means the entire width between the boundary lines of every public right-of-way maintained by a public agency when any part of such way is open to the use of the public for purposes of vehicular traffic.

b. "Off-highway vehicle" defined.

1. "Off-highway vehicle" means a motor vehicle that is designed primarily for off-highway and all-terrain use. The term includes, but is not limited to:

(a) An all-terrain vehicle, including, without limitation, a large all-terrain vehicle without regard to whether that large all-terrain vehicle is registered by the Department of Motor Vehicles (DMV) in accordance with Nevada Revised Statute (NRS) 490.0825 as a motor vehicle intended to be operated upon the highways of this state;

(b) An all-terrain motorcycle, whether propelled by an internal combustion engine or electric motor;

(c) A dune buggy; and

(d) Any motor vehicle used on public lands for the purpose of recreation.

2. The term does not include:

(a) A motor vehicle designed primarily for use in water;

(b) A motor vehicle that is registered by the DMV in accordance with

Chapter 482 of NRS;

- (c) A low-speed vehicle as defined in NRS 484B.637; or
- (d) Special mobile equipment, as defined in NRS 482.123.

SECTION ~~13~~¹². Title 19, Chapter 19.04, Section 19.04.030 of the Clark County Code is hereby amended to read as follows:

19.04.030 Prohibited conduct generally.

Within the limits of any public county park, it shall be unlawful for any person or persons to do any of the following acts hereinafter specified:

(a) To cut, break, injure, deface, or disturb any tree, shrub, plant, rock, building, cage pen, monument, fence, bench or other structure, apparatus or property; or to pluck, pull up, cut, take or remove any shrub, bush, plant or flower; or to mark or write upon, paint or deface in any manner, any building, monument, fence, bench or other structure;

(b) To cut or remove any wood, turf, grass, soil, rock, sand, gravel, or fertilizer;

(c) To leave garbage, cans, bottles, papers or other refuse elsewhere than in the receptacles provided therefor;

(d) To indulge in riotous, boisterous, threatening, or indecent conduct, or abusive, threatening, profane, or indecent language;

(e) To disturb in any manner any picnic, meeting, service, concert, exercise or exhibition;

(f) To sell or offer for sale any merchandise, article or thing whatsoever without approval of the county commission; provided, that nonprofit organizations may sell or offer for sale any food, nonalcoholic or alcoholic beverages, merchandise, article or thing with approval of the director of the Clark County department of parks and recreation; and provided, that any person or organization with a reservation for the use of a parks and recreation special facility may sell or offer for sale alcoholic beverages with a license issued under Chapter 8.20 and with approval of the director;

(g) To consume any alcoholic beverage or possess an open container containing any alcoholic beverage in or on parking lots, playground areas, roadways, or swimming pools or at any youth athletic event;

(h) To consume any alcoholic beverage or possess an open container containing any

alcoholic beverage except in properly designated areas, or when associated with county permitted events and only if the container is a non-glass container~~[7]~~;

(i) Unless otherwise designated or posted, ~~To operate a class 2 electric bicycle or class 3 electric bicycle as defined in Chapter 14.04 of the Clark County Code, a motorcycle as defined in Chapter 14.04 of the Clark County Code,~~ or an all-terrain motorcycle as defined in Chapter 14.65 of the Clark County Code;

(j) Unless otherwise designated or posted, ~~To perform stunts, wheelies, ride on handlebars, operate at unsafe speeds, or engage in any other reckless behavior while operating an class 1 electric bicycle, an electric scooter, or while operating a prohibited device set forth in subsection (i);~~

(k) Unless otherwise designated or posted, to operate an electric bicycle, an electric scooter, or a prohibited device set forth in subsection (i) at a speed greater than 15 miles per hour. The speed restrictions set forth in this subsection (k) shall not apply to those county roadways, sidewalks, lanes, paths or pathways, routes, and trails not customarily found within the limits of a typical neighborhood or community park.

Any violation of subsection (i)~~or~~, (j), or (k) is subject to the following civil penalties:

(1) A first violation shall result in a fine of one hundred and fifty dollars (\$150).

(2) A second violation shall result in a fine of three hundred dollars (\$300).

(3) Subsequent violation(s) shall result in a fine of six hundred dollars (\$600).

Parents or guardians shall be held financially responsible for violations of subsections (i)~~and~~, (j), and (k) committed by a minor under their supervision. Law enforcement officers and park police officers are authorized to enforce the provisions of this section.

SECTION ~~14~~¹³. If any section of this ordinance or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

SECTION ~~15~~¹⁴. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

///

///

SECTION ~~16~~¹⁵. This ordinance shall take effect and be in force from and after its passage and the publication thereof by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks.

PROPOSED on the ____ day of _____, 2025.

PROPOSED BY: _____

PASSED on the ____ day of _____, 2025.

AYES: _____

NAYS: _____

ABSTAINING: _____

ABSENT: _____

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, NEVADA

By: _____
Tick Segerblom, Chair

ATTEST:

Lynn Marie Goya, County Clerk

This ordinance shall be in force and effect from and after the ____ day of _____ 2025.