

PERSONAL MOBILITY DEVICE POLICY

POLICY

Implementation Date: 11/1/16

Definition

It is the policy of California State University San Marcos to provide a safe environment for all students, employees, visitors, and guests by regulating the operation of personal mobility devices (PMD) on University property. By allowing the use of PMD devices as a mode of transportation, the University is encouraging community members to reduce its dependence on motor vehicles. This reduces traffic congestion, pollution, parking demand and the consumption of fossil fuels.

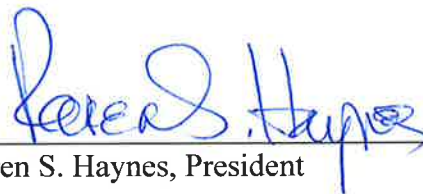
This Policy addresses the use of the following Personal Mobility Devices (PMD) on the grounds of California State University, San Marcos and the property it controls.

Authority

California Vehicle Code, Section 21113 and Education Code Sections 89030 and 89031. California Code of Regulations, Title 5, Section 42353.1.

Scope

This policy applies to visitors and all members of the campus community.



Karen S. Haynes, President

11/1/2016
Approval Date

Revised: 10/1/2016
Revised: first revision 12/2/2008
Implemented initially: 7/1/1989

PERSONAL MOBILITY DEVICE POLICY**PROCEDURE****Implementation Date:** 11/1/16**DEFINITIONS**

Personal Mobility Devices. For the purpose of this policy “Personal Mobility Device” (PMD) is any device upon which any person may ride and is propelled either solely or assisted by human power. These devices are otherwise commonly known as bicycles, unicycles, skateboards, roller/in-line skates, scooters, motor driven cycles of any kind, electronic personal assistive mobility devices, and motorized bicycles, scooters and skateboards, and other similar devices.

- A. Bicycle.** As defined by California Vehicle Code Section 231 or any subsequent revision, a “bicycle” is a “device upon which any person may ride, propelled exclusively by human power through a belt, chain, or gears, and having one or more wheels.”
- B. Electric Personal Assistive Mobility Device (EPAMD).** As defined by California Vehicle Code Section 313 or any subsequent revision, an “electronic personal assistive mobility device” is a “self-balance nontandem two-wheeled device with a maximum speed of no more than 12.5 miles per hour designed to transport only one person.” Such devices are commonly referred to as “Segways”
- C. Hover board.** A “hover board” is a device propelled by electrical power with wheels and a floorboard designed to be stood upon when riding that travels above the surface of the ground.
- D. Motor-Driven Cycle.** As defined by California Vehicle Code Section 405 or any subsequent revision, a “motor-driven cycle” is any motorcycle with a motor that displaces less than 150 cubic centimeters. Such devices are commonly referred to as “mini-motorcycles” or “pocket bikes.”
- E. Motorized Bicycle.** As defined by California Vehicle Code Section 406 or any subsequent revision, a “motorized bicycle” or “moped” is any two-wheeled or three-wheeled device having fully operative pedals for use by human power, or having no pedals if powered solely by electrical energy, an automatic transmission and a motor which produces less than 2 gross brake horsepower and is not capable of speeds exceeding 30 miles per hour on level ground. Motorized bicycles are also defined as devices with fully operative pedals for propulsion by human power and an electric motor that has a power output of not more than 1,000 watts and is incapable of exceeding speeds of more than 20 miles per hour either on ground level or if human power is used in an attempt to increase speed.
- F. Motorized Scooter.** As defined by California Vehicle Code Section 407.5 or any subsequent revision, a “motorized scooter” is any two wheeled device that has handlebars and a floorboard designed to be stood upon when riding, and is powered by an electric or gasoline motor. This device may also have a seat that does not interfere with the ability of the rider to stand and ride and may also be designed to be powered by human propulsion.
- G. Motorized Skateboard.** A “motorized skateboard” is a device propelled by an electric or gasoline motor with wheels and a floorboard designed to be stood upon when riding.

PERSONAL MOBILITY DEVICE POLICY**PROCEDURE****Implementation Date:** 11/1/16

- H. Pedestrian.** As defined by California Vehicle Code Section 467 or any subsequent revision, a “pedestrian” is a “person who is afoot.”
- I. Roller Skates.** A “roller skate” is a shoe or boot with wheels or caster attached to its sole for skating on hard surfaces. This definition includes “in-line skates,” which are roller skates whose wheels are arranged in a straight line, and “heelys,” which are shoes with a wheel that protrudes and retracts from the heel, sole or boot.
- J. Scooter.** A foot-operated device consisting of a narrow footboard mounted between two wheels tandem with an upright steering handle attached to the front wheel.
- K. Skateboard.** A “skateboard” is a device propelled by human power with wheels and a floorboard designed to be stood upon when riding.

Streets. Streets are defined as “a way or place of whatever nature that are publicly maintained and open to the use of public for purposes of vehicular travel” in CVC 360. Bicycles and motorized scooters are the only Personal Mobility Devices permitted to operate on University streets. Operation of said devices on campus streets shall be in accordance with all applicable California Vehicle Code sections.

University Access Road. The University Service Access Road is defined as the paved roadway that begins at the gate south of the University Services Building and ends at the south side of Markstein Hall and Parking Lot H. This roadway is for the express use of motorized vehicles servicing the campus community. Personal Mobility Devices are prohibited at all times on this roadway.

Non-roadways. Non-roadways are defined as sidewalks or paths of whatever nature that are publically maintained for the purpose of pedestrian traffic. Non-roadways do not include grass or vegetation areas or any area that pedestrians or PMD devices may cause damage.

Personal Mobility Device (PMD) users shall observe the following

Operation of Personal Mobility Devices on the campus must be in compliance with the California Vehicle Codes for “Rules of the Road.” The University will follow the California Vehicle Code, California Education Code, San Diego County Codes, and local municipal codes that regulate this activity.

- A. Hover boards or similar devices are NOT permitted on University grounds or property it controls.
- B. Pedestrians, have the right of way at all times. Per this policy, PMD operators are not considered pedestrians unless they are carrying or walking their PMD device.
 - a. PMD operators will yield to pedestrians at all times.
 - b. Skateboards, in-line and roller skates, foot pushed scooters are permitted on all concrete and asphalt pathways and sidewalks, but not roadways. In times of heavy pedestrian traffic, when sidewalks and pathways are congested (such as class change), PMD users shall dismount completely and walk.

PERSONAL MOBILITY DEVICE POLICY**PROCEDURE**

Implementation Date: 11 | 1 | 16

- c. Motorized forms of the PMDs in this section may travel on designated bike paths.
 - d. Other forms of PMDs such as bicycles must dismount and walk said devices if using sidewalks.
 - e. PMDs are prohibited in all parking structures.
 - f. PMDs users must dismount and walk PMD devices if there is no clear path, such as narrow pathway crowded with pedestrians.
- C. PMDs and pedestrians are prohibited on the University access road, also known as the service road.
- D. In areas where operation of PMDs are permitted, devices must be operated at a safe speed at all times.
- a. Safe speeds will be determined by existing traffic and environmental conditions. “Environmental conditions” can include but are not limited to weather, size and physical condition of path of travel. In any case speed shall not exceed 5 miles per hour.
- E. PMD operators shall exercise due care and reasonable caution to prevent collisions, injury to others, to self, or to property.
- F. Dismount and walk all PMD devices in areas designated and posted as “Dismount Areas.” Posted dismount areas may be, but not limited to; high pedestrian traffic areas and/or small or obstructed pathways.
- G. PMD operators shall not engage in acrobatic riding or other acts or maneuvers which may endanger the safety of the device operator or others or damage property.
- H. PMD devices shall not be ridden upon or used on stairs, ramps, railings, vegetation, benches, tables, planters, or other surfaces not intended for vehicular travel.
- I. PMD devices may not be operated in or into any university building, except for parking in those areas specifically designated for storage of PMD devices.
- J. PMDs shall not be left unattended on or at ramps, entrances or other facilities designated for persons with physical disabilities or in such a manner as to impede the free and clear use of such facilities.
- K. PMDs shall not be operated by anyone under the influence of alcohol or any illegal drug.
- L. PMDs shall not be towed in any manner by any person or vehicle.

PERSONAL MOBILITY DEVICE POLICY

PROCEDURE

Implementation Date: 11 | 1 | 16

M. PMD operators must obey all stop signs, traffic signals, yield signs and other such traffic control devices regulated by the California Vehicle Code.

N. PMDs shall be parked in areas specifically designated for storage of said devices.

O. A person operating personal mobility devices may not wear a headset covering, earplugs or earbuds in, or earphones covering, resting on, or inserted in, both ears. (CVC section 27400)

PMDs found in violation of this policy may be impounded and retained at the University Police Department. A fee may be charged to the owner prior to the release of any impounded PMD.

P. Any bicycle being released must be properly licensed.

Q. Fees collected pursuant to this policy shall be retained to support programs related to PMD safety, PMD facilities improvement.

R. Any university police officer or designated employee authorized by the University Police may move, relocate or impound any PMD which is:

- 1) Blocking or otherwise impeding normal entrance to or exit from any university building.
- 2) Blocking or otherwise impeding either vehicular or pedestrian traffic on any street, highway, parking lot, parking space, parking lot access, walkway, footpath, building exit, stairwell, or sidewalk.
- 3) Blocking or otherwise impeding another PMD device from being accessed or used.
- 4) Parked or stored in such a condition as to be considered abandoned.

S. PMD not claimed within 90 calendar days by the owner will be disposed of by the university in accordance with the law.

This policy does not apply to University Police or Parking and Commuter Services personnel engaged in the performance of their duties.