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LEGISLATIVE ACTION

Senate

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House

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The Committee on Banking and Insurance (Young) recommended the following:

1           **Senate Amendment to Amendment (891624) (with title**  
2 **amendment)**

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4           Delete lines 81 - 99  
5 and insert:

6           (f) A bicycle sharing company must remove an unlawfully  
7 parked company bicycle within 24 hours of receiving notification  
8 of the violation via e-mail from a local governmental entity.  
9 Such notice must include the location and identification number  
10 of the company bicycle. A local governmental entity may



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11 immediately move an unlawfully parked company bicycle and place  
12 it in the nearest location where it does not obstruct or  
13 endanger the safe movement of pedestrians or vehicles. For any  
14 company bicycle that remains unlawfully parked and is not  
15 removed by a bicycle sharing company within the 24-hour period,  
16 a local governmental entity may impose a fee of up to \$10 per  
17 bicycle, per day, not to exceed a total fee of \$100 per bicycle.  
18 If a bicycle sharing company has not removed an unlawfully  
19 parked bicycle within 10 days of receiving notice in accordance  
20 with this section, the local governmental entity may impound the  
21 bicycle in accordance with local ordinances.

22 (7) PREEMPTION.—

23 (a) A local governmental entity may not take any action or  
24 adopt any local ordinance, policy, or regulation that is  
25 designed to limit or prevent a bicycle sharing company or any  
26 company engaged in the rental of bicycles from operating within  
27 its jurisdiction, provided that the company has demonstrated  
28 compliance with all local laws and regulations applicable to  
29 other similar businesses seeking to do business or presently  
30 doing business within that jurisdiction.

31  
32 ===== T I T L E A M E N D M E N T =====

33 And the title is amended as follows:

34 Delete lines 136 - 138

35 and insert:

36 certain fines and fees and to impose other penalties  
37 under certain circumstances; prohibiting a local  
38 governmental entity, under certain circumstances, from  
39 taking any action or adopting any local ordinance,



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40 policy, or regulation that is designed to limit or  
41 prevent a bicycle sharing company or any company  
42 engaged in the rental of bicycles from operating  
43 within its jurisdiction; providing construction;  
44 providing an