

THIS AMENDMENT PASSED ON AN 9-0 VOTE

CITY COUNCIL
OF THE CITY OF ALBUQUERQUE

November 5, 2025

FLOOR AMENDMENT NO. 1 TO O-25-98

AMENDMENT SPONSORED BY: Tammy Fiebelkorn

1. On page 4, line 7, amend the definition of pedestrian as follows:

PEDESTRIAN. Any person [~~afoot~~] [traveling by foot, wheelchair, or personal assistive mobility device ~~except for golf carts and all-terrain vehicles (ATV's)]~~].

2. On page 4, insert the following after line 19:

“ **PERSONAL ASSISTIVE MOBILITY DEVICE.** Specialized equipment that assist individuals with disabilities or mobility impairments in moving around safely and effectively, including but not limited to aids like canes, walkers, crutches, wheelchairs, and electric wheelchairs and scooters.]

POWERED MICROMOBILITY DEVICE. A wheeled device that is fully or partially powered, has a curb weight of less than 100 lb., has an electric motor less than 750 watts, and has a top speed of less than 30 mph. A powered micromobility device includes a powered standing scooter, powered self-balancing board~~[, mobility scooter]~~, or powered skates but does not include electric-assisted bicycles. [Powered micromobility device does not include a PERSONAL ASSISTIVE MOBILITY DEVICE as defined in this Chapter.]”

3. On page 23, line 20, amend the definition of pedestrian as follows:

PEDESTRIAN. Any person [~~afoot~~] [traveling by foot, wheelchair, or personal assistive mobility device ~~except for golf carts and all-terrain vehicles (ATV's)]~~].

4. On page 23, insert the following after line 21:

“ [PERSONAL ASSISTIVE MOBILITY DEVICE. Specialized equipment that assist individuals with disabilities or mobility impairments in moving around safely and effectively, including but not limited to aids like canes, walkers, crutches, wheelchairs, and electric wheelchairs and scooters.]

POWERED MICROMOBILITY DEVICE. A wheeled device that is fully or partially powered, has a curb weight of less than 100 lb., has an electric motor less than 750 watts, and has a top speed of less than 30 mph. A powered micromobility device includes a powered standing scooter, powered self-balancing board~~[, mobility scooter]~~, or powered skates but does not include electric-assisted bicycles. **[Powered micromobility device does not include a PERSONAL ASSISTIVE MOBILITY DEVICE as defined in this Chapter.]”**

Explanation:

This amendment adds a definition of “personal assistive mobility device,” which is included in the proposed amended definition of “pedestrian,” in order to distinguish from powered micromobility devices that are not specifically for the purpose of assisting individuals with disabilities or mobility impairments. The definition and the proposed change to the definition of “PEDESTRIAN” in this amendment are based on language from ADA.gov, a website of the U.S. Department of Justice Civil Rights Division. This amendment also explicitly excludes PERSONAL ASSISTIVE MOBILITY DEVICE from the existing definition of POWERED MICROMOBILITY DEVICE. This amendment makes identical changes to the Traffic Code (Chapter 8) and to the Sidewalk Ordinance in Chapter 6, Article 5.

THIS AMENDMENT PASSED ON AN 8-1 VOTE
For: Baca, Bassan, Fiebelkorn, Grout, Lewis, Peña, Rogers, Sanchez
Against: Champagne

CITY COUNCIL
of the
CITY OF ALBUQUERQUE

November 5, 2025

FLOOR AMENDMENT NO. 2 TO O-25-98

AMENDMENT SPONSORED BY: Tammy Fiebelkorn

1. On page 17, lines 6-17, amend § 8-2-7-9 as follows:

§ 8-2-7-9 PROHIBITED [PEDESTRIAN] [VULNERABLE ROAD USER]
CROSSINGS.

(A) [Vulnerable road users shall not cross a roadway at any place except in a crosswalk, except for ~~[bicyclists operating]~~ [operators of bicycles, e-bikes, and powered micromobility devices acting] under the provisions of ROA 1994, Chapter 8, Article 3, Part 3 BICYCLES.] ~~[No pedestrian shall cross between adjacent intersections at which traffic control signals are in operation. Pedestrians shall not cross at any place except in a crosswalk.]~~

(B) [Vulnerable road users~~], except for operators of bicycles, e-bikes, and powered micromobility devices acting under the provisions of ROA 1994, Chapter 8, Article 3, Part 3 BICYCLES, should~~ ~~[shall]~~ not cross at an unmarked, uncontrolled, unsigned crosswalk or intersection where~~[,] at one of the~~ [the] next two adjacent crosswalks or intersections~~[within 600 ft,]~~ traffic control ~~[devices, signs, or lines or marking]~~ [signals] are present.] ~~[No pedestrian shall cross a roadway other than in a crosswalk in any business district.]~~

Explanation:

This amendment extends exceptions to prohibited vulnerable road user crossings for operators of bicycles to operators of e-bikes and powered micromobility devices, as provided for in the Bike Ordinance. It also changes “shall not” to “should not” in paragraph (B) so that vulnerable road users are discouraged from crossing at locations as described rather than prohibited from crossing at these locations. The intent is to encourage crossings by vulnerable road users at signalized crosswalks but not make it a misdemeanor criminal offense to instead cross at an adjacent unsignalized crosswalk.