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COUNCIL BILL NO. 2016- 211

GENERAL ORDINANCE NO. _____

AN ORDINANCE

1 AMENDING the Springfield City Code by repealing language contained in Chapter 118
2 Vehicles for Hire, and adding new regulations for Transportation Network
3 Companies and Drivers. (The Finance and Administration Committee
4 recommends approval.)
5 _____

6 WHEREAS, the transportation industry is adapting with the addition of new
7 technology; and
8

9 WHEREAS, transportation network companies are using digital networks and
10 software applications to connect drivers with passengers; and
11

12 WHEREAS, these regulations amend existing city code to prepare for this new
13 type of transportation for hire.
14

15 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
16 SPRINGFIELD, MISSOURI, as follows, that:
17

18 Section 1 - The Springfield City Code, Chapter 118 Vehicles For Hire, is hereby
19 amended as follows:
20

21 Note: Underlined language has been added and ~~stricken~~ language has been deleted.
22

23 ARTICLE II. - TAXICABS, COURTESY CARS AND AIRPORT LIMOUSINES
24 DIVISION 1. - GENERALLY
25

26 Sec. 118-31. - Definitions.

27 The following words, terms and phrases, when used in this article, shall
28 have the meanings ascribed to them in this section, except where the context
29 clearly indicates a different meaning:
30

31 *Airport limousine* means a public vehicle operating with a legal agreement
32 with a mass transit facility and using the mass transit facility as its departure or
33 destination point, and which is not licensed by the U.S. Department of

34 Transportation or applicable state agency if such license would exempt the
35 vehicle from local regulation.

36
37 *Airport limousine fixed route.* An airport limousine shall be deemed to
38 operate over a designated fixed route where the destination and/or
39 commencement of each trip is from the same location.

40
41 *Color scheme* means the designation of the dome light color and any paint
42 and/or lettering to be placed on the doors of the taxicab or airport limousine, and
43 the insignia or logo of the taxicab or airport limousine company, and may consist
44 of a description of the paint of the entire taxicab or airport limousine.

45
46 *Courtesy car* means any vehicle operated to or from a motel or hotel
47 which is designed to carry patrons of the motel and hotel to or from fixed
48 locations in the city, or any vehicle used by an establishment arranging
49 sightseeing or other similar tours for the purpose of transporting patrons of such
50 establishment without charge.

51
52 *Cruising* means the continuous or repeated operation of any taxicab along
53 any street or alley for the purpose of obtaining or picking up passengers.

54
55 *Director* means the Director of Finance, or his or her designee.

56
57 *Driver* means the person who is driving or who is in actual physical control
58 of a taxicab, transportation network vehicle, courtesy car, or airport limousine,
59 whether as owner or agent, servant or employee of an owner.

60
61 *Driver's permit* means authorization by the city to a particular individual to
62 operate taxicabs, transportation network vehicles, or airport limousines within the
63 city upon meeting the criteria set forth in this article.

64
65 *Immoral purpose* includes any of those acts prohibited by RSMo 567.010
66 et seq., as amended.

67
68 *Interest in taxicab, transportation network vehicle, or airport limousine*
69 *company.* A person shall be deemed to have an interest in a taxicab or airport
70 limousine company when he is a sole proprietor, partner or limited partner of the
71 firm or business holding a taxicab or airport limousine license under this article or
72 which is required to obtain a license under this article; has in his control, either
73 through direct ownership or through the ownership of a spouse or minor child, ten
74 percent or more of the outstanding stock of such taxicab or airport limousine

75 company; or has a security interest in over 50 percent of the tangible assets of
76 the firm or business.

77
78 *Licensee* means the holder of the taxicab or airport limousine company
79 license.

80
81 *Owner* and operator mean any person who derives, or has the right to
82 derive, income directly or indirectly from the operation of one or more taxicabs,
83 transportation network vehicles, courtesy cars, or airport limousines.

84
85 *Permittee* means the holder of a transportation network company permit.

86
87 *Rate zone* means the area of the city to which a certain trip rate of an
88 airport limousine applies.

89
90 *Specialty passenger service* means the use of specialty passenger
91 vehicles for the transportation of passengers at special events or activities or for
92 the transportation of passengers in areas established by the city manager or his
93 designee as special activity areas.

94
95 *Specialty passenger vehicles* means buses, motorized trolleys or similar
96 motor vehicles equipped to transport five or more passengers in three or more
97 rows of seats and the design of which exhibits unique or unusual characteristics
98 that add to the ambiance of a special event or special activity area in which
99 specialty passenger service is being allowed.

100
101 *Taxicab* means all motor vehicles operated as public carriers of
102 passengers for hire over other than fixed routes, but shall not include
103 transportation network vehicles.

104
105 *Taxicab company* means a person who owns controls or operates at least
106 one taxicab which transports passengers for hire.

107
108 *Taxicab owner* and owner mean any person who has any interest in the
109 title of a taxicab which is recognized under state law.

110
111 *Taximeter* means a mechanical instrument or device by which the charge
112 for hire of a taxicab, at a predetermined rate, is mechanically calculated and
113 registered, either for distance traveled or for waiting time, or both, and upon
114 which such charge shall be indicated by means of figures which are electrically

115 lighted each time the taximeter's flag is thrown from the non-earning to the
116 earning position.

117
118 Transportation network company driver means an individual who operates
119 a motor vehicle that is:

- 120 (1) owned, leased, or otherwise authorized for use by the individual;
121 (2) not a taxicab, courtesy car, or airport limousine; and
122 (3) used to provide transportation network company services.

123
124 Transportation network company means an entity for which a permit has
125 been issued pursuant to this chapter and operating in Springfield, Missouri, that
126 uses a digital network or software application service to connect passengers to
127 transportation network company services provided by transportation network
128 company drivers. A transportation network company is not deemed to own,
129 control, operate or manage the vehicles used by transportation network company
130 drivers, and is not a taxicab association.

131
132 Transportation network company services means transportation of a
133 passenger between points chosen by the passenger and prearranged with a
134 transportation network company driver through the use of a transportation
135 network company digital network or software application. Transportation network
136 company services shall begin when a transportation network company driver
137 accepts a request for transportation received through the transportation network
138 company's digital network or software application service, continue while the
139 transportation network company driver transports the passenger in the
140 transportation network vehicle, and end when the passenger exits the
141 transportation network vehicle. Transportation network company service is not a
142 taxicab or street hail service.

143
144 Transportation network vehicle means any vehicle used to provide a
145 transportation network service including any time when a driver is logged onto
146 the transportation network company's Internet-enabled application or digital
147 platform showing that the driver is available to pick up passengers, when a
148 passenger is in the vehicle, when the provider's dispatch records show that the
149 vehicle is dispatched, or when the driver has accepted a dispatch and is en route
150 to provide transportation network services to a passenger.

151
152 Transporting passengers for hire. A person transports passengers for hire
153 if he provides transportation for passengers and derives therefrom, directly or
154 indirectly, any financial benefit.

156 *Vehicle permit* means authorization by the city to the owner of the taxicab,
157 transportation network vehicle, or airport limousine to operate a particular vehicle
158 as a taxicab, transportation network vehicle, or airport limousine within the
159 corporate limits of the city.

160
161 *Waiting time* means the time when a taxicab is not in motion, from the time
162 of acceptance of a passenger to the time of discharge, but not including any time
163 the taxicab is not in motion due to mechanical breakdown, traffic conditions or
164 any cause other than the request, act or fault of a passenger.

165
166 (G.O. No. 5391, § 1, 7-6-2004)

167
168 **Cross reference**— Definitions generally, § 1-2.

169
170 Sec. 118-32. - Penalty.

171
172 Any person who violates the provisions of this article shall be subject to a
173 fine and penalty under section 1-7 for each trip he makes while not in
174 compliance, except that failure to have requisite permits and/or licenses shall
175 constitute a separate violation for each day the person fails to comply with the
176 provisions of this article.

177
178 Sec. 118-33. - Injunctive relief.

179
180 In addition to the penalties set forth in this article, the city attorney is
181 hereby authorized to file and obtain injunctions on behalf of the city against
182 persons who are violating provisions of this article. If the city seeks injunctive
183 relief from the circuit court for violations of this article, penalty provisions set forth
184 in this article shall not apply to any person violating this article.

185
186 Sec. 118-34. - Intent of article; findings.

187
188 The city council hereby finds and declares that it is the intent of this article
189 to provide for a unified transportation system based upon considerations of public
190 health, safety and welfare and a determination of public convenience and
191 necessity. The city council further finds and declares that the operation of motor
192 vehicles to carry passengers for hire in violation of the provisions of this article
193 affects the public health, safety and welfare and constitutes a public nuisance
194 because it involves the operation of a business on the streets of the city without
195 obtaining the necessary authority, permits, or licenses.

196
197 Sec. 118-35. - Applicability of article; exceptions.

- 199 (a) This article shall apply whenever a passenger to be transported for hire is picked up
200 within the city limits, regardless of his destination, but shall not be applicable if the
201 passenger is picked up outside the city limits and is discharged within the city limits.
- 202 (b) This article shall not apply to transportation provided as follows:
- 203 (1) By any persons operating a transportation system which is funded in whole or in
204 part by a federal, state or local governmental agency.
- 205 (2) By renting a vehicle for a minimum period of two hours to not more than one
206 person, provided that a vehicle which is so rented shall not otherwise be used
207 as a taxicab, courtesy car, transportation network vehicle, or airport limousine
208 within the provisions of this article.
- 209 (3) If the passenger is picked up outside the city limits and is discharged within the
210 city limits.
- 211 (4) By any person who possesses a permit issued by the Interstate Commerce
212 Commission or state public service commission to transport passengers for
213 hire, over which person the city has no authority.
- 214 (5) By any business regulated in whole by the federal or state government and to
215 which local regulations would not apply.

216
217 Sec. 118-36. - License, permit, or other authorization required for transport of
218 passengers for hire.

219
220 It shall be unlawful for any person to carry passengers for hire in a motor
221 vehicle or operate or maintain a business which carries passengers for hire in
222 motor vehicles within the city, unless the person is authorized to operate such a
223 motor vehicle for hire under this Code or federal or state law.

224
225 Sec. 118-37. - Proof of insurance and inspection of vehicles prerequisite to issuance of
226 license or permit.

227
228 (1) The director of ~~finance~~ shall have the authority to issue or renew a license or
229 permit to operate a taxicab, transportation network, or airport limousine company as
230 provided in this article, but no license or permit shall be issued or renewed until the
231 applicant has produced proof of insurance as required by this article and all vehicles to
232 be operated by or on behalf of ~~the~~ a taxicab or airport limousine company have been
233 inspected and approved ~~by the chief of police or his designee under this article, and~~
234 ~~specifically section 118-498.~~

235
236 Sec. 118-38. - License and permit requirements.

237
238 It shall be unlawful for any person to engage in the business of
239 transporting passengers for hire within the city except as follows:

- 240 (1) Any person operating a taxicab who has obtained a driver's permit to operate a
241 taxicab, who is operating a taxicab that has a valid vehicle permit, and either
242 holds a taxicab company license as required by section 118-36 or is employed
243 as an agent or employee of a licensed taxicab company or is operating his
244 vehicle under another's license as permitted by section 118-36.

- 245 (2) Any person operating an airport limousine who has obtained a permit to operate
- 246 an airport limousine and who has a valid current business license as required
- 247 by section 118-36.
- 248 (3) Any person operating a courtesy car whose operation is exempt from licensing
- 249 as provided by section 118-39.
- 250 (4) Any person operating a commercial trolley bike who either has a valid current
- 251 business license as required by section 106-611 or is employed as an agent or
- 252 employee of a licensed commercial trolley bike company.
- 253 (5) Any person operating a transportation network company vehicle who has
- 254 obtained a driver's permit to operate a transportation network company vehicle
- 255 pursuant to the provisions of this article.
- 256 (6) Any person operating a transportation network company who has obtained a
- 257 permit pursuant to the provisions of this article.

258
259 (G.O. No. 6209, § 4, 7-13-2015)

260
261 Sec. 118-39. - Exemption of courtesy cars from license requirement.

262 The operation of a courtesy car shall be exempt from the licensing

263 provisions of this article when operated in accordance with the following:

- 264 (1) The courtesy car shall be operated by a hotel, ~~or~~ motel, or adult or child
- 265 daycare facility as an adjunct of its business.
- 266 (2) The courtesy car shall carry no passengers other than employees of the hotel,
- 267 ~~or~~ motel, or adult or child daycare facility operating the courtesy car, except to
- 268 transport patrons of the hotel, ~~or~~ motel, or adult or child daycare facility ~~to and~~
- 269 ~~from an airport or bus station.~~
- 270 (3) The courtesy car shall serve only one hotel, ~~or~~ motel, or adult or child daycare
- 271 facility; provided, however, that two or more hotels, ~~or~~ motels, or adult or child
- 272 daycare facilities having the same ownership may be served by the same
- 273 courtesy car.
- 274 (4) No consideration shall be paid by the passenger or charged by the operator for
- 275 the services provided, except such services may be a service normally provided
- 276 to patrons of a motel or hotel. No additional charge may be made for providing
- 277 such service, either at the time the service is provided or on the customer's
- 278 ~~motel or hotel~~ bill.
- 279 (5) The vehicle shall be identified as a courtesy car with the name of each hotel, ~~or~~
- 280 motel, or adult or child daycare facility served by the courtesy car clearly shown
- 281 on the outside of the vehicle.
- 282 (6) The owner of the courtesy car shall comply with all laws of the state with
- 283 respect to vehicle safety, vehicle inspection and method of operation.
- 284 (7) The owner shall carry the minimum insurance requirements established under
- 285 this article for taxicabs, airport limousines and courtesy cars.

286
287 Sec. 118-40. - Application for license or permit.

288
289 Application for a taxicab, transportation network, or airport limousine

290 company license or permit under this article shall be made to the director of

- 291 finance. Such application shall be verified under oath and shall set forth the
292 following:
- 293 (1) A full identification of the applicant and all persons having an interest in the
294 license or permit if granted.
- 295 (2) The residence and business address and the citizenship of all members of any
296 firm or partnership and of all officers, directors and stockholders of any
297 corporation applying.
- 298 (3) Whether or not the applicant or any of the persons to be interested in the
299 license or permit, if granted, has been convicted of the violation of any national,
300 state or municipal law.
- 301 (4) Proof of financial responsibility, including but not limited to the following:
- 302 a. ~~Balance sheet and income statement prepared by a certified public~~
303 ~~accountant or public accountant and which contains the same information~~
304 ~~as the balance sheet and income statement required by section 118-48(2).~~
- 305 ba. Statement of any unpaid claims or unsatisfied judgments against the
306 applicant, other persons interested in the license or permit, if granted, or
307 any other person with whom the applicant has been either associated or
308 employed, for damages resulting from the negligent operation of a vehicle.
- 309 eb. Statement of any unpaid claims or unsatisfied judgments ~~not covered in~~
310 ~~subsection (4)a of this section~~ which have arisen in the past six years, and
311 an explanation of each transaction giving rise to such unpaid claims or
312 unsatisfied judgments.
- 313 ec. Submission of required proof of insurance, ~~bonds and security pursuant to~~
314 ~~sections 118-46 and 118-47.~~
- 315 ~~(5) The past experience that the applicant has had in rendering taxicab, airport~~
316 ~~limousine, courtesy car, or other public passengers-for-hire service in any~~
317 ~~municipality, including but not limited to the names of supervisors, the names~~
318 ~~and addresses of taxicab companies the applicant has operated for, dates of~~
319 ~~service and municipalities.~~
- 320 ~~(65)~~ Whether or not any permit or license issued to the applicant or other person
321 interested in the license or permit, if granted, has been revoked, and, if so, the
322 circumstances of such revocation.
- 323 ~~(76)~~ The number of taxicabs, transportation network company vehicles, or airport
324 limousines proposed to be operated.
- 325 ~~(87)~~ A complete description of the vehicles to be used in the proposed operation,
326 including but not limited to vehicle make, model, VIN and color scheme, and a
327 complete description of the proposed operation. This subsection shall not apply
328 to transportation network companies.
- 329 ~~(98)~~ The color scheme, name and characteristic insignia to be used to designate the
330 vehicles of the applicant as approved by the director ~~of finance~~. This subsection
331 shall not apply to transportation network companies.
- 332 a. The color scheme may not duplicate that of an already licensed taxicab or
333 airport limousine company, including the primary color to be placed on the
334 doors, or be so close in design as to cause confusion among the public as
335 to the identity of the taxicab or airport limousine company, and must be

336 consistently used on each and every vehicle operated under the taxicab or
337 airport limousine company license.
338 b. Any taxicab vehicle in service on January 31, 1996, shall not be required to
339 be changed to conform to the color scheme of the taxicab company, with
340 the exception of the dome light, to comply with this section. Any taxicab
341 vehicle placed in service after January 31, 1996, shall comply with this
342 section. If, at the time of the effective date of the ordinance from which this
343 article is derived, two taxicab companies are using the same or similar color
344 schemes, the taxicab company which first used the color scheme may
345 continue using the color scheme. All other taxicab companies shall
346 designate a different color scheme for future use; provided, however, no
347 two taxicab companies may designate a color that is a different shade of a
348 color designated by another company as its primary or main color. By way
349 of example, but not limitation, should one company designate yellow as its
350 primary, main or distinctive color, no other shade of yellow may be
351 permitted.

352 (9) An individual, together with the individuals name, address, e-mail address, and
353 telephone number, who is authorized to represent the company in the capacity
354 of a registered agent, and authorized to accept notices and tickets issued
355 pursuant to this Chapter.

356 (10) A schedule of proposed fares for the transportation network services.

357 (11) A statement signed by the applicant that they will obey all laws, rules,
358 regulations, policies, and procedures that govern companies regulated by this
359 chapter.

360 (12) A statement signed by the applicant that they will not allow drivers to utilize
361 their service until the drivers have met all requirements of this chapter and are
362 in good standing with the director.

363 (13) No transportation network company permittee shall disable, eliminate or
364 otherwise prevent access to the transportation network company's application
365 by the licensing official or designee of the licensee's official for purposes of
366 enforcing this chapter.

367 ~~(104)~~Such further information as the ~~chief of police or~~ director of finance may
368 require.

369
370 Sec. 118-41. - Granting or denial of license or permit.

371
372 Whenever any applicant for a taxicab, transportation network company, or
373 airport limousine company license or permit shall have complied with all the
374 conditions and regulations pertaining to the filing of his application, the director of
375 finance shall issue the license or permit unless the information contained in the
376 application demonstrates that it is not in the best interests of the public health
377 and safety of the residents of the city that a license or permit should be issued. If
378 an application for a license or permit is denied, the applicant shall have the right
379 to a hearing before a hearing officer designated by the city manager, in

380 accordance with the procedures set forth in section 118-43 for revocation of a
381 license or permit.

382
383 Sec. 118-42. - Transfer of license or permit.

384
385 No taxicab, transportation network, or airport limousine company license
386 or permit issued under this article or any interest in such license or permit shall
387 be transferred from one person to another. However, nothing in this section shall
388 prevent the cancellation, release or other termination of a security interest in the
389 tangible or intangible assets of the business entity holding the taxicab,
390 transportation network, or airport limousine company license or permit if such
391 cancellation, release or other termination of the security interest is executed by
392 and between the holder of the taxicab, transportation network, or airport
393 limousine company license or permit and the holder of the security interest or
394 approved assignee thereof.

395
396 Sec. 118-43. - Revocation of license or permit.

- 397
398 (a) The director ~~of finance~~ shall notify the licensee or permittee, and any person
399 holding a financial interest in the taxicab, transportation network, or airport
400 limousine company as shown on the records of the director ~~of finance~~ or the
401 application for a license or permit, of any violation of this article which he has
402 reason to believe exists, by certified mail, to the address listed by the taxicab,
403 transportation network vehicle, or airport limousine company on its license or permit
404 application. Within ten days of the notice of the violation, a request in writing may be
405 made to the director ~~of finance~~ by the person holding a taxicab, transportation
406 network, or airport limousine company license or permit, as shown by the records of
407 the finance department and on the application for a license or permit, for an
408 administrative hearing before a hearing officer designated by the city manager.
409 Such hearing shall be held under the rules of administrative procedure, and the
410 hearing officer shall take evidence and issue a ruling on whether or not the taxicab,
411 transportation network, or airport limousine company has violated any of the
412 following conditions. If such is found, the hearing officer may revoke the license or
413 permit to operate a taxicab, transportation network, or airport limousine company. If
414 no request in writing for a hearing is received within the ten-day period, the director
415 ~~of finance~~ shall have power to revoke any such taxicab, transportation network, or
416 airport limousine company license or permit for the following reasons:
417 (1) The violation of any provision of this article.
418 ~~(2) When it has been proved to the director of finance by a preponderance of the~~
419 ~~evidence before him that the holder of such taxicab or airport limousine~~
420 ~~company license has discontinued operation for a period of more than 30~~
421 ~~consecutive days.~~
422 (3) That such licensee or permittee has knowingly continued to employ a driver
423 who has violated provisions of this article or whose driving activity on behalf of

424 the taxicab, transportation network, or airport limousine company is not covered
425 by insurance as required under this article.

426 (43) Whenever it shall appear that a license or permit issued under this article has
427 been obtained by misrepresentation or fraud.

428 (54) That the licensee or permittee has knowingly continued to employ a driver who
429 has refused service to an individual without proper cause or that such person
430 encourages such practice to be the method of operation or has violated the
431 provisions of this article.

432 (6) ~~That the licensee failed to replace a canceled security or bond required by this~~
433 ~~article within 15 days, excluding Saturdays, Sundays or legal holidays, from the~~
434 ~~director of finance's receipt of notice of cancellation.~~

435 (75) That the licensee or permittee has refused or permitted others under its license
436 or permit to refuse to provide a receipt upon request to any passenger that
437 contains the amount charged for service, the number assigned to the taxicab or
438 airport limousine driver by the ~~chief of police~~ director, and the number of the
439 taxicab or airport limousine.

440 (86) That the licensee or permit has charged or permitted others under its license or
441 permit to charge fares in excess of those on file with the director ~~of finance~~ as
442 provided in section 118-127.

443 (97) That such licensee or permittee has permitted the use of the same number
444 assigned to a vehicle by the licensee or permittee pursuant to section 118-543
445 for more than one vehicle at the same time.

446 (b) When a taxicab, transportation network, or airport limousine company license or
447 permit has been revoked, no vehicle shall continue to operate under the name,
448 logo, insignia or color scheme of such taxicab, transportation network, or airport
449 limousine company.

450 (c) The taxicab, transportation network, or airport limousine company license or permit
451 of any person shall be forthwith revoked by the director ~~of finance~~ whenever he
452 shall have received a certificate from any court or clerk thereof showing that such
453 person has failed to satisfy, within 30 days, any final judgment upon which
454 execution has been lawfully issued against such a person for damages on account
455 of bodily injury, death or damage to property resulting from the ownership,
456 maintenance, use or operation of a taxicab, transportation network vehicle,
457 courtesy car or airport limousine; except that this provision shall not apply to any
458 person who has presented an acceptable plan to settle such judgment.

459
460 Sec. 118-44. - Ownership of vehicles.

461
462 No taxicab, transportation network company, or airport limousine owner
463 shall sell or lease, directly or indirectly, to a taxicab, transportation network, or
464 airport limousine driver, a taxicab, transportation network vehicle, or airport
465 limousine or sign for such taxicab, transportation network vehicle, or airport
466 limousine so as to obligate the taxicab, transportation network company, or
467 airport limousine owner on behalf of the taxicab, transportation network

468 company, or airport limousine driver for the payment of the vehicle to third
469 parties.

470
471 Sec. 118-45. - Eligibility for license or permit after revocation.

472
473 Whenever a taxicab, transportation network, or airport limousine company
474 license or permit issued under this article has been revoked by the director of
475 ~~finance~~ for any of the reasons set forth in section 118-43, excepting subsection
476 (2) or (6), no license or permit shall be issued to such person nor shall such
477 person be allowed an interest in a license or permit for a period of not less than
478 two years.

479
480 Sec. 118-46. - Vehicle insurance requirements.

- 481
482 (a) Before any license or permit is issued for the operation of a taxicab, transportation
483 network vehicle, or airport limousine, the taxicab, transportation network, or airport
484 limousine company shall file with the director of ~~finance~~ a policy of insurance issued
485 by an insurance company duly licensed to transact business in the state, covering
486 separately or in a schedule attached to such policy each vehicle licensed or
487 permitted to be operated under the direction and control of such company. Such
488 policy shall cover legal liability for bodily injuries or death of one person to the
489 extent of ~~\$100,000.00~~ \$25,000.00 and subject to such limits as to injury or death of
490 one person, of ~~\$250,000.00~~ \$50,000.00 on account of any one accident resulting in
491 injuries to or death of more than one person, and of ~~\$25,000.00~~ \$10,000.00 for
492 damage to property on account of any one accident.
- 493 (b) All such policies shall provide that they may not be canceled unless written notice
494 of proposed cancellation is delivered to the office of the director of ~~finance~~ at least
495 30 days prior to the date of the proposed cancellation. If the taxicab, transportation
496 network, or airport limousine company licensee, permittee, or other responsible
497 party shall fail within the period specified in such notice of cancellation to provide
498 proof of insurance as provided in subsection (a) of this section, then the license or
499 permit affected by such cancellation shall be revoked as of the day such insurance
500 ceases to be in force and effect, and thereafter it shall be unlawful for such owner or
501 other responsible party to operate taxicabs, transportation network vehicles, or
502 airport limousines in the city. If the taxicab, transportation network, or airport
503 limousine company or responsible third party shall file a policy of insurance as
504 required by this section within 30 days after the date of such revocation, then such
505 revocation shall be lifted.
- 506 (c) All taxicab, transportation network, or airport limousine companies shall annually file
507 with the director of ~~finance~~ a ~~monthly~~ list showing the year, make, model, VIN
508 number, record of owner, and company providing insurance coverage for each and
509 every taxicab, transportation network vehicle, or airport limousine in service under
510 its license or permit. No taxicab, transportation network vehicle, or airport limousine
511 shall be placed in service or permitted to operate under the taxicab, transportation

512 network vehicle, or airport limousine license or permit unless it is shown on such list
513 within 30 days of being placed in service.

514 ~~Sec. 118-47. - Proof of liquid assets or posting of security.~~

516
517 ~~Before any taxicab or airport limousine company license is issued for the~~
518 ~~operation of a taxicab or airport limousine, the applicant shall file with the director~~
519 ~~of finance proof of \$5,000.00 in liquid assets. The holder of the taxicab or airport~~
520 ~~limousine company license shall maintain the liquidity of these assets and not~~
521 ~~allow the value of the assets to fall below \$5,000.00. In lieu of this, the applicant~~
522 ~~may post security in the same denomination either by posting a bond by a~~
523 ~~corporate surety authorized to do business in the state or by posting an escrow~~
524 ~~agreement. The bond or the escrow shall state that it is for the benefit of all~~
525 ~~creditors of the applicant which are unsecured or which are not protected by the~~
526 ~~insurance required in section 118-46.~~

527
528 ~~Sec. 118-48.7. - Renewal of license or permit.~~

529
530 ~~The director of finance shall renew taxicab, transportation network, or~~
531 ~~airport limousine company licenses or permits annually as required by section~~
532 ~~118-36 to any applicant who can show the following:~~

- 533 (1) That all personal property taxes on vehicles operated as part of the business
534 have been paid.
- 535 ~~(2) That the applicant has filed a balance sheet and income statement prepared by~~
536 ~~a certified public accountant, which statement shall cover the 12-month period~~
537 ~~ending December 31 of the preceding calendar year and shall show that the~~
538 ~~business has not less than \$5,000.00 in liquid assets.~~
- 539 ~~(3) The names and addresses of the owner, partners, limited partners,~~
540 ~~stockholders, officers and creditors of the corporation.~~
- 541 ~~(4) The percent of stock ownership of every stockholder.~~
- 542 ~~(5) Adequate proof that all taxicabs or airport limousines operated by or for the~~
543 ~~benefit of the taxicab or airport limousine company have been inspected and~~
544 ~~approved by the chief of police director or his designee within 12 months prior~~
545 ~~to the date of submission of the application.~~
- 546 ~~(6) That the applicant has a current valid taxicab, transportation network, or airport~~
547 ~~limousine company license or permit.~~
- 548 ~~(7) That the applicant has filed with the director of finance a dress code with which~~
549 ~~the applicant shall require its drivers to comply, which code shall include~~
550 ~~minimum requirements of dress and personal cleanliness which shall include a~~
551 ~~collared shirt, slacks or skirt, and a badge to be worn on the front of the shirt~~
552 ~~which shows at least the number assigned by the chief of police director to the~~
553 ~~driver and the name of the taxicab or airport limousine company under whose~~
554 ~~license the driver is operating a taxicab or airport limousine.~~
- 555 ~~(8) That the applicant has tendered payment of all required fees.~~

556 (97) That the applicant has provided proof of insurance as required by section 118-
557 46.

558
559 Sec. 118-498. - Vehicle equipment and inspections.

- 560
561 (a) Required equipment. Every ~~vehicle~~ taxicab and airport limousine ~~governed by this~~
562 ~~article~~ shall have and maintain the following equipment:
- 563 (1) All appliances required by this Code and other ordinances of the city and the
564 laws of the state for motor vehicles.
 - 565 (2) Two doors affording direct entrance and exit to and from both the front and rear
566 seats; provided, however, minivans may have one side door, which may be on
567 the nondriver's side, as a means of direct entrance and exit from rear seats.
 - 568 (3) An adequate light in the passenger compartment, controlled by a switch control
569 in the passenger compartment.
 - 570 (4) A speedometer in good working order.
 - 571 (5) Cards containing the following:
 - 572 a. A card located in the passenger compartment, not less than four inches by
573 six inches in size, which shall have plainly printed thereon the name of the
574 taxicab or airport limousine company, its business address and telephone
575 number, and the current schedule of fares on file with the director ~~of finance~~
576 as provided in division 3 of this article to be charged for the conveyance of
577 passengers.
 - 578 b. A separate card provided by the director ~~of finance~~ to be located in the
579 passenger compartment, not less than four inches by six inches in size,
580 which shall have plainly printed thereon the address and telephone number
581 where the customer may register complaints and comments about the
582 taxicab or airport limousine service, and a list of the rights of customers
583 granted by this article.
 - 584 (6) The vehicle permit issued by the ~~chief of police~~ director.
 - 585 (7) A permanent device for affixing the daily log sheet.
 - 586 (8) A side-view mirror attached to both the left and right sides of the vehicle.
 - 587 (9) A card located in the passenger compartment on which there shall be the
588 statement that it is unlawful to refuse service to any member of the general
589 public when presently unoccupied except for the reason that such person is
590 intoxicated, is using profanity, is abusive, desires to use the service to commit
591 unlawful acts, presents an unreasonable risk of harm or injury to the driver, or
592 cannot pay. However, this provision shall not apply to courtesy cars.
 - 593 (10) A display of the number assigned to the taxicab or airport limousine by the
594 taxicab or airport limousine owner or taxicab or airport limousine company
595 under whose license or permit the vehicle is operated which has each number
596 no less than one inch in height and readily discernible by any person sitting in a
597 seat intended for use by a passenger.
 - 598 (11) For taxicabs, a taximeter as follows: A taxicab shall be equipped with a
599 taximeter of a size and design approved by the ~~chief of police~~ director and
600 which conforms to the following requirements:

- 601 a. Each taximeter must be driven direct from the taxicab transmission or
602 connected with the speedometer driving shaft to the taximeter head itself.
603 b. Each taximeter must register upon visual counters the following miles:
604 1. Total miles.
605 2. Miles paid.
606 3. Number of units.
607 4. Number of trips.
608 5. Number of extras.
609 c. Each taximeter must be furnished with a tamperproof switch and system of
610 electrical distribution so that when the taximeter flag is in the vacant or
611 nonearning position the "vacant" sign on top of the taxicab will be lighted,
612 and when the meter flag is thrown to an earning position the fare indicator
613 of the taximeter will be lighted.
614 d. There shall be an electrical light or sign located on the top of each taxicab,
615 of a size and design approved by the ~~chief of police~~ director and which is
616 connected to the taximeter in the means prescribed in this article, so that
617 such light or sign will be electrically lighted when the taxicab is vacant.
- 618 (b) Annual inspection. ~~Every vehicle governed by this article~~ Taxicabs and airport
619 limousines shall be inspected annually by the ~~chief of police~~ director or his designee
620 for all items of equipment required by the provisions of this section or other
621 provisions of this article.
- 622 (c) Additional inspections; reinspections; issuance of inspection sticker. All Every
623 ~~vehicle~~ taxicabs and airport limousines involved in a motor vehicle accident in which
624 over \$500.00 damage was done to such vehicle shall be required to be reinspected.
625 Also, the city shall have access to any maintenance records of ~~any vehicle~~ all
626 taxicabs and airport limousines upon request and may order a reinspection at any
627 time after the expiration of 30 days from the date of a previous inspection, provided
628 there is reason to believe that the vehicle's operation does not comply with the
629 provisions of this article or that the vehicle is dangerous or unsafe or is not being
630 properly maintained or used. If the vehicle cannot be approved upon a reinspection,
631 the ~~director of finance~~ shall first order such vehicle's operation to be discontinued
632 for a period of 15 days in which the owner of the vehicle may request a second
633 reinspection. If the owner of the vehicle does not request the second reinspection or
634 if the vehicle cannot be approved upon the second reinspection, the ~~director of~~
635 ~~finance~~ shall revoke the license or permit corresponding to such vehicle. An
636 inspection sticker shall be issued for each vehicle which passes the required
637 inspection and shall be affixed on the vehicle by the city in a visible location.
- 638 (d) Inspection sticker required. It shall be unlawful to operate a taxicab or airport
639 limousine on the city streets without a current valid inspection sticker affixed thereto.
640 The inspection sticker shall be valid for a period not to exceed one year from the
641 date it is issued and shall not be transferred to any other vehicle.

642
643 Sec. 118-~~5049~~. - Cleanliness and condition of vehicles.
644

645 Every vehicle governed by this article shall be kept in a clean and sanitary
646 condition and shall be swept and dusted at least once a day. Every vehicle shall

647 be kept in such condition of repair as may be reasonably necessary to provide for
648 the safety of the public and for continuous and satisfactory operation. For
649 transportation network companies, a vehicle that does not meet the requirements
650 of this Section shall, upon notice to the transportation network company, be
651 deactivated from the platform.

652 Sec. 118-540. - Refusal of service.

653
654
655 It shall be unlawful for a driver of a taxicab or airport limousine to refuse
656 service to a member of the general public except when such person is
657 intoxicated, uses profanity, is abusive, desires to use the service for an illegal
658 purpose, presents an unreasonable risk of harm or injury to the driver, or is
659 unable to pay the legal fare. However, a driver of a taxicab, courtesy car,
660 transportation network vehicle, or airport limousine shall not be required to
661 provide service to an individual under the age of 12 without an adult passenger
662 accompanying him or an individual who has as his destination point or departure
663 point a mass transit terminal facility with which the operator does not have an
664 operating agreement. A driver of a courtesy car shall not refuse service to any
665 patron of the establishment with which the courtesy car is operated in conjunction
666 unless such patron is intoxicated, uses profanity, is abusive, presents an
667 unreasonable risk of harm or injury to the driver, is violating any city ordinance, or
668 desires service for an illegal purpose.

669
670 Sec. 118-521. - Daily log of trips.

671
672 Every taxicab or airport limousine licensee shall provide at the beginning
673 of each driver's tour of duty a log sheet which is numbered in sequence. The
674 driver shall maintain such log sheet by departure time, departure location,
675 destination location, destination time and fare charged. The licensee shall collect
676 such log sheets at the end of every driver's tour of duty and maintain such
677 records for inspection by the ~~chief of police and the director of finance~~ for a
678 period of one year.

679
680 Sec. 118-532. - Records of vehicles.

681
682 Every taxicab or airport limousine licensee shall keep a record, in the
683 manner prescribed by the ~~director of finance~~, of all cars for which certificates are
684 on file with the ~~director of finance~~, showing the serial number, and, if operated,
685 the hours of operation, the name of the driver and the hours of work of each
686 driver, or, if the taxicab is not in operation, the reason therefor. Such records
687 shall be maintained for a period of one year and shall be available to the ~~chief of~~
688 ~~police and the director of finance~~ upon request.

689
690 Sec. 118-543. - Information to be displayed on vehicles.

691
692 (1) Every vehicle governed by this article, except transportation network vehicles,
693 shall have a serial number which shall be painted on the sides and back thereof in
694 figures of at least three inches in height. The name of the operating company shall be
695 painted thereon in a conspicuous manner. The rates on file with the director of finance
696 as required by this article shall be painted on both sides of all taxicabs in letters and
697 figures at least two inches in height. No legend except the name of the operating
698 company, vehicle number, rates and telephone number may be used on the sides of
699 any vehicle. The color scheme, name and characteristic insignia used to designate
700 vehicles shall not be changed except upon approval of the director of finance.
701 (2) Transportation network vehicles shall display a valid vehicle permit in a
702 manner prescribed by the director.

703
704
705 Sec. 118-554. - Removal of vehicle markings upon sale or disposition of vehicle.

706
707 No taxicab or airport limousine company or taxicab or airport limousine
708 owner shall sell or otherwise dispose of any taxicab or airport limousine without
709 first removing or obliterating the vehicle markings required by section 118-543,
710 unless such vehicle is to be used as a taxicab or airport limousine of the same
711 company. Upon sale or other disposition, the taxicab or airport limousine
712 company or owner shall notify the director of finance of such sale or disposition
713 and the reason for the sale or disposition on the list required under section 118-
714 46.

715
716 ~~Sec. 118-56. - Office and telephone required.~~

717
718 ~~No holder of a taxicab or airport limousine company license shall operate~~
719 ~~in the city without having an office and a telephone in a commercially zoned~~
720 ~~location for receiving and dispatching calls.~~

721
722 Sec. 118-575. - Reports of violations by drivers.

723
724 A licensee or permittee under this article shall report to the police
725 department of finance the violation by a driver of ~~any of the operating company's~~
726 ~~rules and any violation of any municipal, state or federal law committed by a~~
727 driver.

728
729 Sec. 118-586. - Use or possession of intoxicating beverages or controlled substances
730 by owner, driver or employees.

731

732 No taxicab, transportation network, or airport limousine owner, driver or
733 employee, while on duty, shall have in his possession intoxicating liquor or non-
734 intoxicating beer or controlled substances or drink or consume such items while
735 on duty. No driver shall knowingly purchase, carry or transport intoxicating liquor
736 or nonintoxicating beer or controlled substances. However, a passenger may
737 have in his possession unopened containers of intoxicating liquor or
738 nonintoxicating beer. No driver, owner or employee of any owner of a taxicab or
739 airport limousine company shall have in his possession at or near his office,
740 place of business or garage any intoxicating liquor or nonintoxicating beer or
741 controlled substances of any kind.

742 **Cross reference**— Alcoholic beverages, ch. 10.

743
744 Sec. 118-57.- Taxicabs and airport limousine shall not operate as transportation
745 network vehicles or provide transportation network services.

746
747 No taxicab or airport limousine shall operate as and no taxicab or airport
748 limousine owner shall allow a taxicab or airport limousine vehicle to operate as a
749 transportation network vehicle for the purpose of offering transportation network
750 services.

751
752
753 Sec. 118-598. - Use of vehicle for unlawful purpose.

754
755 No person shall use a vehicle governed by this article for any unlawful
756 purpose, nor shall any owner or driver knowingly permit such unlawful use. When
757 such unlawful use has occurred with the knowledge of the owner or driver of
758 such vehicle, and he shall be duly convicted thereof, the director of finance shall
759 revoke the permit to operate such vehicle and the ~~chief of police~~ director shall
760 also revoke the permit of such driver.

761
762 Sec. 118-~~6059~~. - Refusal to pay fare.

763
764 No person shall hire or permit himself to be carried as a passenger for hire
765 in any taxicab, transportation network vehicle, courtesy car or airport limousine in
766 the city and refuse to pay the fare for such trip.

767
768 Sec. 118-640. - Disposition of property found in vehicles.

769
770 A driver shall deliver all lost or misplaced property found in the vehicle to
771 the holder of the taxicab or airport limousine company license for such vehicle at
772 the end of the driver's tour of duty. The taxicab or airport limousine company
773 shall keep such property for 24 hours, or a shorter time if the rightful owner of

774 such property requests the release of such property. At the end of 24 hours, the
775 taxicab or airport limousine company shall deliver such property, or the name
776 and address of the owner of and description of such property, to the city police
777 department. Transportation network drivers shall deliver all lost or misplaced
778 property found in the vehicle to the city police department at the end of 24 hours
779 and if possible, provide the name and address of the owner of and a description
780 of such property to the city police department.

781
782 Sec. 118-621. - Manner of operation of taxicabs.

783
784 Taxicabs shall be operated in the following manner:

- 785
786 (1) Determination of fare. A taxicab must use a taximeter in determining the fare to
787 be charged. No other or different fare shall be charged to a passenger than is
788 recorded on the reading face of such taximeter for a trip, except that any
789 taxicab may charge a rate lower than that so recorded.
- 790 (2) Operation of taximeter. A driver of a taxicab equipped with a taximeter, while
791 carrying passengers or under employment, shall not display the taximeter flag
792 affixed to such taximeter in such a position as to denote that such vehicle is not
793 employed or in such a position as to denote that he is employed at a rate of fare
794 different from that to which he is entitled under the provisions of this article. It
795 shall be the duty of each such driver to call the attention of passengers to the
796 amount registered, and the taxicab flag shall not be changed to the "vacant"
797 position until after the fare is paid.
- 798 (3) Acceptance of additional passengers. No driver of a taxicab having a passenger
799 in his taxicab shall solicit or accept for carriage any other passenger without the
800 consent of the original passenger. If two or more passengers are transported to
801 different destinations, the taximeter shall be reset at the end of each trip, and if
802 they are transported to the same destination only the original fare shall be
803 charged.
- 804 (4) Taxicab routes. No owner or driver of a taxicab shall cause or permit such
805 taxicab to be operated along routes in a manner similar to that of mass
806 transportation vehicles operating along definite routes or between specific
807 termini, or along fixed routes. Any owner or driver who operates, causes to be
808 operated, or permits to be operated any taxicab persistently and repeatedly to
809 and from, around or in the vicinity of any theater, railroad station, hotel or any
810 other place of public gathering, or repeatedly along a street when there is
811 nearby a suitably located taxicab stand, shall be construed to be operating such
812 taxicab along a route.

813
814 Sec. 118-632. - Number of passengers in taxicabs and airport limousines.

815
816 There shall not be more passengers than that recommended by the
817 manufacturer of the vehicle, including the driver, carried in a taxicab or airport

818 limousine at one time. The front seat of a taxicab or airport limousine shall only
819 be occupied by the driver and one passenger.

820
821 Sec. 118-643. - Manner of operation of airport limousines and courtesy cars.

822
823 (a) Courtesy cars. Courtesy cars shall be operated in the following manner:

824 (1) Restrictions on patronage. Drivers shall not offer service nor shall the owner
825 permit the offering of service to any person other than a patron of a motel or
826 hotel, or a patron of a business arranging sightseeing tours or other similar
827 tours.

828 (2) Trip origins and destinations. Trip origins and destinations shall be fixed
829 locations, which locations shall have been registered with the director of ~~finance~~
830 ~~prior~~ to the carrying of passengers to such locations. Courtesy cars shall not be
831 operated so that a trip destination or departure is to or from a mass transit
832 terminal facility with which the operator does not have an operating agreement.

833 (3) Payment of charges. The trip rate may either be charged to all patrons of the
834 motel, hotel or other temporary residence business or a business arranging
835 sightseeing tours or other similar tours when a person becomes a patron, or the
836 trip rate may be charged to only those patrons who engage the courtesy car or
837 to the owner of any business or facility which is the trip destination's approved
838 fixed location.

839 (4) Maximum number of passengers. The maximum number of passengers in a
840 courtesy car at any given time shall be that number set by the ~~chief of police~~
841 director when the vehicle is inspected under section 118-498.

842 (b) Airport limousines. Airport limousines shall be operated in the following manner:

843 (1) Route. Airport limousines shall operate over fixed routes only, and such
844 limousines shall operate closed-door from the point where the passenger is
845 picked up to the point where the passenger is delivered. Airport limousines shall
846 not be operated so that a trip departure is from a mass transit terminal facility
847 with which the operator does not have an operating agreement.

848 (2) Rate of fare. The trip rate shall be charged each passenger in accordance with
849 the rate zone corresponding to the destination or commencement of the trip for
850 each passenger.

851 (3) Maximum number of passengers. There shall not be more than 12 persons,
852 inclusive of the driver, in an airport limousine at any given time.

853 (4) Operating agreement with airport. An airport limousine may not operate without
854 a valid operating agreement with the body, board or authority legally in charge
855 of the airport.

856 (5) Compliance with airport regulations. The owners, drivers and employees of an
857 airport limousine service shall operate the airport limousines in a manner which
858 will comply with all rules and regulations of the body, board or authority legally
859 in charge of the airport, if such rules and regulations, and all amendments
860 thereto, have been filed with the director of ~~finance~~ and ~~chief of police~~ prior to
861 their effective date.

862
863 Sec. 118-654. - Specialty passenger service.

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A specialty passenger service shall comply with all provisions of Chapter 118 applicable to taxicabs including driver's licensing requirements unless specifically excluded or modified by this section.

- (1) In addition to the information required in the application for a taxicab company license, an applicant operating a specialty passenger service shall submit a plan describing the vehicle(s) to be used and stating the types of events or activities at which the service will operate. If the service is to be operated in a special activity area, the plan shall set out in detail the area of and manner of operation of the service in the area. Any plan is to include the place of and length of stops and shall set forth the streets to be used and shall affirm that no structures, traffic control devices or utility wires shall be an obstruction to the operation of the service. The director of ~~finance~~ shall have available a form setting out additional information needed in the plan. Further information may be requested before a final decision is reached.
- (2) The plan must be approved by the City Manager or his designee. A special activity area may be established if deemed appropriate to implement the plan. The impact to the City Utility bus service shall be considered and direct competition with established service routes is to be avoided unless the events or special activity area cannot be adequately served during a special event or during times of need for additional passenger service. If the plan is found to be in the best interest of the city and if all requirements are met to assure the public health and safety, the plan may be approved. If during the term of the license, public health or safety issues arise, the city may require a modification of the plan to address those issues. A request to amend the plan may be filed by the licensee during the license period and the review of the proposed amendment shall proceed as above outlined.
- (3) Paragraphs (a) (2), (7) and (11) of Section 118-498 shall not apply to a specialty passenger service. Specialty passenger vehicles shall have at least two means of ingress and egress accessible by passengers.
- (4) Section 118-521 shall not apply to specialty passenger service. A specialty passenger service must have an approved plan on file with the city authorizing all passenger transportation that is undertaken by the service. It is unlawful to transport passengers in violation of the approved plan, in the absence of a plan, in violation of any applicable provision of Chapter 118 or other provisions of the city code, state statutes or federal rule, regulation or law.
- (5) The requirements of Section 118-543 shall apply to a specialty passenger service; however, the proposed plan of operation may include a request to modify the requirements including a change of color scheme or legend so long as such change reasonably relates to the events or special activity area being served.
- (6) Section 118-621 shall not apply to specialty passenger service. The operation of the specialty passenger service shall be in line with the approved plan and approved fee schedule.

908 (7) Section 118-63~~2~~ shall not apply to specialty passenger service. The occupancy
909 of a specialty passenger vehicle shall not exceed the manufacturers stated
910 capacity. The capacity shall be prominently displayed.

911
912 (G.O. No. 5391, § 2, 7-6-2004)

913
914 Section 118-65.-Manner of Operation of Transportation Network Companies

915
916 (1) A transportation network company shall not disclose a passenger's personally
917 identifiable information to a third party unless: the passenger consents, disclosure is
918 required by a legal obligation, or disclosure is required to protect or defend the terms of
919 use of the service or to investigate violations of those terms. In addition to the
920 foregoing, a transportation network company shall be permitted to share a passenger's
921 name and/or telephone number with the transportation network company driver
922 providing transportation network company services to such passenger in order to
923 facilitate correct identification of the passenger by the transportation network company
924 driver, or to facilitate communication between the passenger and the transportation
925 network driver.

926 (2) No transportation network driver shall solicit passengers for transportation in a
927 transportation network vehicle on any public way or at any public airport or operate a
928 transportation network vehicle so as to cruise in search of patronage. No such
929 transportation network vehicle shall be parked on any public way for a time longer than
930 is reasonably necessary to accept passengers in answer to a call for service, and no
931 passenger shall be accepted for any trip in such vehicle without previous engagement
932 for such trip at a fixed charge or donation through the business office or transportation
933 network service from which the vehicle is operated.

934 (3) Every transportation network vehicle operated on the streets of the city shall be
935 maintained in clean and serviceable condition and in adequate repair. Every vehicle
936 shall be substantially free from damage. All vehicles shall have no loose hanging metal,
937 body molding or chrome stripping. The complete exhaust system shall be intact and in
938 good working order. No vehicle shall operate with large dents or major body damage,
939 nor shall it operate with large areas of unpainted or rusted metal. All vehicles shall have
940 required fenders, bumpers, doors, door handles, lights and air conditioner, all of which
941 shall be in good working order. All vehicles shall be equipped with brakes capable of
942 stopping and holding the vehicle under all reasonable conditions, and shall have at least
943 one door in addition to the driver's door affording direct entrance and exit to and from
944 the passenger compartment. Failure to meet all above listed requirements shall cause
945 the vehicle to be found unfit or unsuited for public use, and such vehicle may be ordered
946 off the streets of the city.

947
948 Secs. 118-66—118-80. - Reserved.

949
950 DIVISION 2. - DRIVERS

951
952 Sec. 118-81. - Permit required; minimum age.

954 No person shall drive a taxicab, transportation network vehicle, or airport
955 limousine unless duly granted a permit as provided in this division and having
956 attained the age of 18 years.

957
958 Permittee as used in this Division means the holder of a driver's permit.

959
960 Sec. 118-82. - Application for permit.

- 961 (a) Every applicant for a permit as a driver of a taxicab, transportation network vehicle,
962 or airport limousine shall make application to the ~~chief of police~~ director on forms to
963 be supplied by the ~~chief of police~~ director. Driver permits, or the reasons for not
964 granting a permit, shall be supplied to an applicant within 15 days following the date
965 the application is received by the ~~chief of police~~ director. However, an interim permit
966 may be issued if, in a review of the application, paperwork reveals no irregularities
967 and the reviewing official has no reason to believe that the application will not be
968 approved.
- 969 (b) The applicant shall provide such information as the ~~chief of police~~ director may
970 require, including, but without limitation, the following:
- 971 (1) The applicant's name, age, residence, ~~race~~, nationality, place of birth,
972 citizenship, length of time resident in the city, ~~marital status~~, height, weight, and
973 color of eyes and hair. ~~The applicant shall include the addresses of all~~
974 ~~residences for the five years preceding the application.~~
 - 975 (2) ~~Previous experience as a taxicab, airport limousine or other similarly classified~~
976 ~~vehicle driver by date, employer and locality; and, if there is previous~~
977 ~~experience, whether any license or permit was revoked or suspended and the~~
978 ~~date, locality and reason for such revocation or suspension.~~
 - 979 (3) ~~Previous history of arrests and/or convictions for any felony, misdemeanor or~~
980 ~~ordinance violation, including traffic violations, giving the particulars of each,~~
981 ~~and prior terminations of employment or contracts as a taxicab, transportation~~
982 ~~network, or airport limousine driver.~~
 - 983 (4) ~~The names and current telephone numbers and addresses of three persons~~
984 ~~who have known the applicant personally for at least 12 months preceding the~~
985 ~~date of the application.~~
 - 986 (5) ~~The fingerprints of the applicant.~~
 - 987 (6) ~~At least three recent photographs of the applicant, which shall be of such size~~
988 ~~as may be required by the chief of police.~~
 - 989 (7) ~~Proof of legal age required to obtain any license required to operate a vehicle~~
990 ~~licensed pursuant to this article.~~
 - 991 (8) ~~Demonstration of ability to speak and understand the English language and to~~
992 ~~read and recognize street signage.~~
 - 993 (9) ~~Proof of a valid chauffeur's license issued to the applicant under the laws of the~~
994 ~~state of Missouri, or a valid license which would authorize the applicant to~~
995 ~~operate a taxicab, transportation network vehicle, or airport limousine under the~~
996 ~~laws of the state of Missouri, and submission to the chief of police of the~~
997 ~~certificate of registration furnished the applicant under RSMo 301.002 et seq.~~
998 ~~The number thereon shall be noted on the application for the permit.~~

- 999 (10) ~~Submission of a certificate of physical examination by a physician licensed to~~
1000 ~~practice in the state, which shall recite the following matters:~~
1001 ~~a. The applicant is free of defective vision or has corrected vision to at least~~
1002 ~~20-20 in both eyes.~~
1003 ~~b. The applicant is free of defective hearing, epilepsy, vertigo, heart trouble,~~
1004 ~~and any other infirmity, physical or mental, which would render applicant~~
1005 ~~unfit for safe operation of a public vehicle.~~
1006 ~~c. The applicant is free from communicable diseases.~~
1007 (11) ~~As a part of the physical examination, a certificate or other public record~~
1008 ~~showing that the applicant has been tested and passed drug and alcohol~~
1009 ~~screening at least equal to the screening requirements set by the United States~~
1010 ~~Department of Transportation for motor carrier drivers with respect to the~~
1011 ~~number and types of drugs or controlled substances tested, which certificate~~
1012 ~~must have been issued no more than five days prior to the date of application.~~
1013 (12) ~~Whether the applicant has completed a course in first aid and life saving~~
1014 ~~administered under the American Red Cross or a course similar in content to~~
1015 ~~the American Red Cross administered first aid and life saving course. Such~~
1016 ~~completion of a course shall not be a requirement for the issuance of a driver's~~
1017 ~~permit, but such completion, when evidenced, shall be noted on the driver's~~
1018 ~~permit.~~
1019 (c) ~~As a part of the application, the applicant shall sign a release of information form~~
1020 ~~which shall permit the director or the chief of police to release information contained~~
1021 ~~in the application to any law enforcement agency.~~
1022 (d) As an alternative to a background check conducted by the director, a background
1023 check for the driver may be conducted by a vendor approved by the director and
1024 shall be submitted by the transportation network, taxicab, or airport limousine
1025 company.
1026

1027 ~~Sec. 118-83. - Examination of applicant for permit.~~
1028

1029 ~~After complying with the provisions of section 118-82, every applicant shall~~
1030 ~~be examined by the chief of police or his duly authorized subordinate as to the~~
1031 ~~applicant's knowledge of the provisions of this article, knowledge of the city, and~~
1032 ~~knowledge of local traffic regulations. An applicant shall not take the examination~~
1033 ~~more than twice in any 14-day period. Should an applicant fail to pass the~~
1034 ~~examination four times in a 28-day period, he shall not be permitted to take the~~
1035 ~~examination for a period of three months. The applicant may also be required by~~
1036 ~~the chief of police to demonstrate the skill and ability with which the applicant~~
1037 ~~operates a motor vehicle.~~
1038

1039 ~~Sec. 118-843. - Issuance and display of permit.~~
1040

1041 ~~Before issuing a permit to drive a taxicab, transportation network vehicle,~~
1042 ~~or airport limousine, the chief of police director shall investigate the facts set out~~
1043 ~~in the application and shall not grant a permit to drive a taxicab, transportation~~

1044 network vehicle, or airport limousine to any person who has been convicted of a
1045 violation of the criminal laws of any state or the United States defined as a felony
1046 and who has served any part of such sentence within five years of the date of
1047 such application, or who, in the opinion of the ~~chief of police~~ director, is not
1048 physically fit or otherwise qualified to operate a taxicab, transportation network
1049 vehicle, courtesy car, or airport limousine in the city; except that the ~~chief of~~
1050 ~~police~~ director may issue a license to such person when the person has shown
1051 evidence of criminal rehabilitation in accordance with RSMo 314.200. Upon being
1052 satisfied that the applicant is qualified and upon proof of payment of the fees
1053 required by this article, the ~~chief of police~~ director shall issue a driver's permit to
1054 the applicant, which shall be valid for a period of three years; provided, however,
1055 nothing in this section shall be construed as requiring the issuance of a driver's
1056 permit to a person who is a resident of a halfway house or similar facility. The
1057 permit shall be prominently displayed in the taxicab, transportation network
1058 vehicle, or airport limousine at all times while the driver is operating the taxicab,
1059 transportation network vehicle, or airport limousine. The permit shall include a
1060 photograph of the driver and the number assigned to the driver by the ~~chief of~~
1061 ~~police~~ director.

1062
1063 Sec. 118-854. - Notice of denial of permit.

1064
1065 If a driver's permit is not granted by the ~~chief of police~~ director, the
1066 director ~~chief of police~~ shall furnish the applicant the reasons for such refusal.

1067
1068 Sec. 118-865. - Appeal of denial of permit.

1069
1070 Whenever the ~~chief of police~~ director shall have refused to authorize the
1071 issuance of a driver's permit, the applicant, within ten days after the date of the
1072 notice of such refusal, may file a request in writing to the ~~chief of police~~ director
1073 for an appeal before a hearing examiner designated by the city manager. The
1074 hearing examiner shall conduct a hearing at which he may either consider such
1075 appeal on the evidence produced before the ~~chief of police~~ director or permit the
1076 introduction of new evidence and new tests. In the event of an adverse decision,
1077 the applicant shall have a right of appeal from the date of the city hearing
1078 examiner's decision to circuit court pursuant to RSMo 536.010 et seq.

1079
1080 Sec. 118-876. - Reapplication for permit after denial.

1081
1082 When an applicant has been denied a driver's permit for reasons other
1083 than failing the examination pursuant to section 118-83, no new application shall
1084 be considered for a period of one year.

1085

1086 Sec. 118-887. - Identification card.

1087
1088 At the time of issuance of a driver's permit, the ~~chief of police~~ director shall
1089 also issue an identification card, upon which shall be affixed a one of the
1090 photographs and the number assigned to the driver and filed with the ~~chief of~~
1091 ~~police~~ director. The identification card shall be carried at all times by the driver
1092 when the permittee is driving a taxicab, transportation network vehicle, or airport
1093 limousine, and it shall be displayed on demand to any police officer.

1094
1095 Sec. 118-898. - Renewal of permit.

- 1096
1097 (a) Drivers' permits issued pursuant to this division may be renewed every three years
1098 by the ~~chief of police~~ director if the permittee makes application as provided for in
1099 section 118-82. ~~The permittee shall submit with the application for renewal a~~
1100 ~~certificate of physical examination as in the case of an original application, which~~
1101 ~~certificate, in order to be accepted, must have been issued within 30 days of the~~
1102 ~~date of application. The permittee shall also submit a certificate or other public~~
1103 ~~record of passing drug and alcohol screening as provided in section 118-82 (b)(11),~~
1104 ~~which certificate, in order to be accepted, must have been issued within five days~~
1105 ~~prior to the date of application. The chief of police~~ director may require submission
1106 of other facts as he deems necessary.
- 1107 (b) If a permittee does not make application for renewal of the driver's permit to the
1108 ~~chief of police~~ director prior to expiration of a current permit, the permittee shall be
1109 required to pay a delinquent application fee. If the permittee fails to renew the
1110 driver's permit within 30 days succeeding the expiration of a prior permit, the
1111 permittee shall be required to make an original application.

1112
1113 Sec. 118-9089. - Smoking while carrying passengers.

1114
1115 Drivers of taxicabs, transportation network vehicles, or airport limousines
1116 are prohibited from smoking while carrying passengers ~~who object to their~~
1117 ~~smoking~~.

1118
1119 Sec. 118-940. - Notification of change of address.

1120
1121 Every holder of a driver's permit shall have his residence address on file
1122 with the ~~chief of police~~ director and in case of change shall notify the director
1123 ~~chief of police~~ and any taxicab, transportation network, or airport limousine
1124 companies for whom the driver is operating a taxicab, transportation network
1125 vehicle, or airport limousine in writing within five days. Failure to notify the
1126 director ~~chief of police~~ of a change in address may result in revocation of the
1127 permit.

1128

1129 Sec. 118-921. - Drivers to remain in or near vehicle; dress and appearance of driver;
1130 wearing of badge.

1131
1132 The driver of any taxicab, transportation network vehicle, or airport
1133 limousine shall remain in or beside the vehicle at all times when such vehicle is
1134 standing upon the public streets, except that the driver may aid a passenger
1135 already engaged by the driver with luggage or from a building into the vehicle or
1136 out of the vehicle to a building or when conducting business in conjunction with
1137 his employment. The driver shall also maintain a neat and clean general
1138 appearance ~~and shall be dressed at all times while on duty in a collared shirt,~~
1139 ~~slacks or skirt,~~ and wear a badge on the front of the shirt which lists at least the
1140 number assigned to the driver by the ~~chief of police~~ director and the taxicab or
1141 airport limousine company under whose license he is operating the taxicab or
1142 airport limousine. At the discretion of the driver, the badge may list the first and/or
1143 last name of the driver.

1144
1145 Sec. 118-932. - Procedure for revocation of permit.

1146
1147 Whenever a driver's permit is subject to revocation, a driver's permit may
1148 only be revoked by the ~~chief of police~~ director after ten days' written notice by
1149 registered mail to the permittee and only after a hearing if the permittee makes a
1150 request of the ~~chief of police~~ director in writing within the ten-day period for a
1151 hearing before the hearing examiner of the city.

1152
1153 Sec. 118-943. - Altering or defacing permit, identification card, rate card or log sheet.

1154
1155 No permittee shall deface any permit, identification card, rate card or daily
1156 log sheet, or remove, tamper with or alter a rate card displayed in a taxicab,
1157 transportation network vehicle, or airport limousine. In case of any violation of
1158 this provision, the ~~chief of police~~ director shall revoke the driver's permit. Such
1159 revocation shall be in addition to any other penalty imposed.

1160
1161 Sec. 118-954. - Revocation of permit for conviction of certain offenses, driving with
1162 excessive blood alcohol level, or failure to pass drug test.

1163
1164 Conviction of driving while intoxicated or driving when blood contains
1165 alcohol of 0.08 percent or more by weight in a personal vehicle, or leaving the
1166 scene of any accident, or operating a taxicab, transportation network vehicle, or
1167 airport limousine when blood contains 0.05 percent or more by weight of alcohol,
1168 or failure to pass or submit to a drug test requested by the ~~director of finance or~~
1169 ~~by the chief of police~~ upon probable cause, shall operate as a revocation of any
1170 driver's permit issued under this division, and such driver shall not be eligible to

1171 receive a new permit for a period of one year from the date of such conviction,
1172 except in accordance with RSMo 314.200.

1173
1174 (G.O. No. 5391, § 3, 7-6-2004)

1175
1176 ~~Sec. 118-96. -- Violation marks:~~

1177
1178 ~~(a) For the purpose of regulating permittees under this division, the chief of police is~~
1179 ~~authorized to establish a system of violation marks for the violation of traffic~~
1180 ~~ordinances and ordinances pertaining to taxicabs, transportation network vehicles,~~
1181 ~~airport limousines and other public vehicles, in accordance with the following~~
1182 ~~classified schedule:~~

1183 ~~(1) Class I. Four violation marks shall be entered for each conviction of an offense~~
1184 ~~under any of the following sections:~~

106-19	One-way streets and alleys.
106-79	Obedience to police and fire department officials.
106-128	Immediate notice to police department.
106-129	Written reports required.
106-130	Reports when driver unable to report.
106-153	Obedience required.
106-157	Flashing signals.
106-181	Vehicles to keep to righthand side of street.
106-190	Passing other vehicles traveling in same direction.
106-191	Stopping for school bus.
106-203	Careless and imprudent driving.
106-231	Speed greater than reasonable and prudent.
106-232	Speed limit within central business districts and university district.
106-234	Speed limit outside central business district.

106-235	Speed limit on approach to certain intersections.
106-236	Speed limit in school zones.
106-281	Vehicles required to stop or yield right-of-way prior to entering through streets.
106-300	Stopping, standing or parking prohibited in specified places.
118-498	Vehicle inspection and equipment.
118-510	Refusal of service.
118-521	Daily log of trips.
118-543	Information to be displayed on vehicles.
118-587	Use or possession of intoxicating beverages or controlled substances by owner, driver or employees.
118-598	Use of vehicle for unlawful purpose.
118-621	Manner of operation.
118-88	Identification card.

- 1185 -
- 1186 ~~(2) Class II. One violation mark shall be entered for each conviction under any~~
- 1187 ~~traffic ordinance or ordinance governing taxicabs, transportation network~~
- 1188 ~~vehicles, airport limousines or other public vehicles not included in Class I.~~
- 1189 ~~(3) Class III. In addition to violation marks entered on convictions as provided in~~
- 1190 ~~Classes I and II, the chief of police may, after hearing, enter marks for minor~~
- 1191 ~~violations of rules and regulations, not exceeding one mark in any single case.~~
- 1192 ~~(b) When a permittee receives 12 violation marks in accordance with the schedule~~
- 1193 ~~provided in this section during any 12-month period, it shall be mandatory upon the~~
- 1194 ~~chief of police to suspend the permit of the driver for a period of 30 days. Upon~~
- 1195 ~~completion of the suspension period, a permittee shall have his total of violation~~
- 1196 ~~marks reduced by one-half.~~
- 1197 ~~(c) Whenever a permittee has accumulated sufficient violation marks to require a~~
- 1198 ~~second suspension within an 18-month period, the chief of police shall not suspend~~
- 1199 ~~but shall revoke the driver's permit, and such driver shall not be eligible to receive a~~
- 1200 ~~new permit for a period of one year from the date of such revocation.~~

1201

1202 Sec. 118-975. - Revocation of permit for driving while permit is suspended.

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Whenever a permittee is convicted of driving a vehicle for which a driver's permit is required during a period for which the permit has been suspended, the ~~chief of police~~ director shall revoke the permit of such driver, and such driver shall not be eligible to receive a new permit for a period of one year from the date of such revocation.

Sec. 118-986. - Revocation of permit for other causes.

- (a) The ~~chief of police~~ director shall revoke the permit of any driver whenever the ~~chief of police~~ director finds any of the following causes to exist:
 - (1) The permittee has obtained a permit by false statements in the application for such permit or upon misrepresentation.
 - (2) The permittee has become physically or mentally incapable of driving a vehicle.
 - (3) The permittee has been convicted of a felony.
 - (4) The permittee has been convicted of a misdemeanor or ordinance violation involving moral turpitude.
 - (5) The permittee has been assessed six points by the Department of Revenue on his driving record within a 12 month period of time.
- (b) In addition to the powers to revoke under subsection (a) of this section, the ~~chief of police~~ director shall have continuing jurisdiction as to permits granted under this division. In the event of misconduct or acts on the part of a permittee which would be sufficient to justify the refusal of a permit in the case of an original application, the ~~chief of police~~ director may revoke a license already granted.

Sec. 118-997. - Notice of hearing involving permit or suspension or revocation of permit.

The ~~chief of police~~ director shall notify the driver of any hearing involving the driver's permit, of any suspension, or of any revocation of a driver's permit by registered mail directed to the last residence address of the driver on file with the ~~chief of police~~ director. Notice of suspension or revocation shall require the driver to surrender the driver's permit and identification card.

Sec. 118-40098. - Eligibility for permit after three revocations.

Whenever a permittee has had the driver's permit revoked three times, the permittee shall not be entitled thereafter to make application for a new permit except with the approval of the city manager.

Sec. 118-40099. - Authority to establish additional regulations.

The ~~chief of police and director of finance~~ are hereby authorized and empowered to establish and adopt such procedures required to carry out the intent of this article.

1247
1248 Sec. 118-102~~100~~. - Replacement of lost or stolen permits.

1249
1250 A charge of \$10.00 shall be paid to the director of finance by the holder of
1251 a driver's permit for the replacement of the permit when misplaced, lost or stolen.

1252
1253 Sec. 118-101. - Drivers; additional regulations

1254
1255 No driver, licensed under this chapter, shall:

1256
1257 (a) Threaten, abuse, insult, provoke, interfere with, impede, or obstruct any other
1258 licensed driver, any passenger, prospective passenger or any other person in
1259 connection with operations under this chapter.

1260 (b) Have in his or her possession while operating a vehicle and performing
1261 services regulated by this chapter, any firearm or weapon, unless authorized under the
1262 laws of this state or federal law;

1263 (c) Provide any payment to any doorman, bellhop, taxicab starter, bartender, or
1264 any other person within the city, in return for the referral of passengers;

1265 (d) Solicit passengers in the city, or lay hands upon the person or baggage of any
1266 person without the express consent of that person, or obstruct the movement of any
1267 persons, or follow any persons for the purpose of soliciting business;

1268 (e) Deceive any person as to destination, route, or fare or drop the person at a
1269 location other than the location requested;

1270 (f) Fail to provide a receipt upon request;

1271 (g) Allow more passengers to occupy the vehicle than is provided for by its
1272 normal seating capacity, as indicated on the vehicle application. In no event shall more
1273 than two persons in addition to the driver be permitted to sit in the front seat of such
1274 vehicle.

1275
1276 Secs. 118-103~~2~~—118-120. - Reserved.

1277
1278 DIVISION 3. - FEES, CHARGES AND RATES

1279
1280 Sec. 118-121. - Payment of fees and charges by licensees and permittees.

1281
1282 (a) It shall be unlawful for a person to operate a taxicab, transportation network
1283 company, airport limousine, or courtesy car service prior to the payment of all fees
1284 and charges required by this article and by the various provisions of this Code.
1285 Failure to pay any annual fees, charges or taxes established by this article or the
1286 various provisions of this Code is grounds for revocation of any permit or license
1287 issued to such person, and revocation shall not be deemed the exclusive remedy
1288 available to the city.

1289 (b) It shall be unlawful for a person to drive a taxicab, transportation network vehicle,
1290 airport limousine or courtesy car prior to the payment of all fees and charges
1291 required by this article and by the various provisions of this Code, and this is

1292 grounds for revocation of any permit or license issued to such person, and
1293 revocation shall not be deemed the exclusive remedy available to the city.

1294
1295 Sec. 118-122. - Application fee for taxicab or airport limousine company license.
1296

1297 There is hereby established an application fee for a taxicab, transportation
1298 network, or airport limousine company license or permit. Such fee shall be such
1299 amount as established by ordinance from time to time. Such fee shall be paid
1300 prior to the acceptance of the application for a license or permit by the director of
1301 ~~finance~~. Failure to pay such fee shall be grounds for refusing to accept and
1302 process an application for a license or permit. The proceeds shall be used to
1303 defray the cost of processing the application for a taxicab, transportation network,
1304 or airport limousine company license or permit. The application fee shall not in
1305 any part be refunded to the applicant.

1306
1307 Sec. 118-123. - Application fee for driver's permit.
1308

1309 There is hereby established an application fee of such amount as
1310 established by ordinance from time to time for a driver's permit or renewal
1311 thereof. Such fee shall be paid to the director of ~~finance~~, who shall then issue a
1312 receipt to the applicant. The ~~chief of police~~ director shall not accept an
1313 application for a driver's permit without such a receipt. The application fee shall
1314 defray the cost of processing the application, the cost of any hearing, the cost of
1315 testing, and other administrative costs and shall include the initial annual driver's
1316 permit fee. If this application is withdrawn or if the permit is not issued to the
1317 applicant, the director of ~~finance~~ shall refund to the applicant an amount equal to
1318 one-half the cost of the driver's permit.

1319
1320 Sec. 118-124. - License fee for taxicab or airport limousine company.
1321

1322 The taxicab or airport limousine company's license fee is hereby
1323 established as that fee which is set out in subsection 70-84(132).
1324

1325 Sec. 118-125. - Delinquent application fee for driver's permit.
1326

1327 There is hereby established a delinquent application fee for making
1328 application for a renewal of a driver's permit. Such fee shall be such amount as
1329 established by ordinance from time to time and shall be assessed in accordance
1330 with the provisions of sections 118-487 and 118-89.
1331

1332 Sec. 118-126. - Vehicle inspection fee.
1333

1334 There is hereby established a vehicle inspection fee, which shall be
1335 assessed against the operator each time the vehicle is inspected or reinspected
1336 pursuant to this article. No approval of a vehicle shall be given until such
1337 inspection fee is paid to the director of ~~finance~~ or his authorized agent. Such fee
1338 shall be such amount as established by ordinance from time to time.

1339
1340 Sec. 118-127. - Taxicab rates.

- 1341
1342 (a) The maximum rates charged to passengers of any taxicab company shall be on file
1343 with the director of ~~finance~~. The rates shall be posted in each taxicab vehicle and
1344 visible to all passengers. Taxicab companies may only change the maximum rates
1345 to be charged to passengers by filing a notice with the director of ~~finance~~ 30 days in
1346 advance of any rate change. Failure to notify the director of ~~finance~~ of a change in
1347 rates 30 days in advance, or charging a passenger more than the rates on file, may
1348 result in a one-year suspension of the taxicab company license or the permit of the
1349 driver involved, or both. Notwithstanding the foregoing language, taxicab companies
1350 may change their rates only once every 180 days.
1351 (b) Notwithstanding the provisions of subsection (a), any taxicab company may charge
1352 a rate lower than those rates on file for the company with the director of ~~finance~~.

1353
1354 Sec. 118-128. - Airport limousine rates.

- 1355 (a) The maximum rates charged to passengers of any airport limousine company shall
1356 be on file with the director of ~~finance~~. The rates shall be posted in each airport
1357 limousine and visible to all passengers. Airport limousines may only change the
1358 maximum rates to be charged to passengers by filing a notice with the director of ~~of~~
1359 ~~finance~~ 30 days in advance of any rate change. Failure to notify the director of ~~of~~
1360 ~~finance~~ of a change in rates 30 days in advance, or charging a passenger more
1361 than the rates on file, may result in a one-year suspension of the airport limousine
1362 company license or the permit of the driver involved, or both. Notwithstanding the
1363 foregoing language, airport limousine companies may change their rates only once
1364 every 180 days.
1365 (b) Notwithstanding the provisions of subsection (a), any airport limousine company
1366 may charge a rate lower than those rates on file for the company with the director of ~~of~~
1367 ~~finance~~.

1368
1369 Sec. 118-129. - Transportation network services rates

- 1370
1371 (a) Transportation network vehicles shall be for hire at a charge fixed by written
1372 agreement in advance which shall entitle the passenger contracting for
1373 transportation network services to the exclusive use of the vehicle for the individual
1374 or group during the agreed term of the hiring or for transportation to the specific
1375 destination, whichever the case may be. The transportation network company must
1376 provide a passenger with the rate in advance of the ride. Within 24 hours of the
1377 conclusion of the trip, a driver shall give the passenger a legible receipt showing:
1378 (1) The rate;
1379 (2) Total fare;

- 1380 (3) How the fare was calculated;
- 1381 (4) The mileage;
- 1382 (5) The time;
- 1383 (6) The name and phone number of the company;
- 1384 (7) The name of the driver; and
- 1385 (8) The vehicle.

1386 The receipt may be submitted to the passenger electronically if the passenger is in
1387 agreement.

1388 **(b) Fares established for transportation network and sightseeing vehicles shall be filed**
1389 **with the director at least two (2) days before they shall become effective. It shall be**
1390 **unlawful to charge any fare for transportation network services other than the fares**
1391 **filed with the director in accordance with this section.**

1392 **(c) Transportation network companies shall provide the passenger with a photo of the**
1393 **driver, including the make and model of the vehicle and license plate number that**
1394 **will be picking up the passenger. Further, the transportation network company will**
1395 **provide vehicles with GPS systems that will provide not only directions to the**
1396 **destination but will allow the transportation network vehicle to be monitored as to its**
1397 **route.**

1398 **(d) Each transportation network company shall maintain accurate records disclosing the**
1399 **number of trips per vehicle and the hours used. Such records shall be provided to**
1400 **the director upon request.**

1401
1402 Secs. 118-129—118-150. - Reserved.

1403
1404 Section 2 – The section and subsection numbers shown herein shall be used
1405 unless the City Clerk or the codifier of the City Code assign a different section or
1406 subsection number to the language.

1407
1408 Section 3 – Savings Clause. Nothing in this ordinance shall be construed to
1409 affect any suit or proceeding now pending in any court or any rights acquired or liability
1410 incurred nor any cause or causes of action occurred or existing, under any act or
1411 ordinance repealed hereby. Nor shall any right or remedy of any character be lost,
1412 impaired, or affected by this ordinance.

1413
1414 Section 4 – Severability Clause. If any section, subsection, sentence, clause, or
1415 phrase of this ordinance is for any reason held to be invalid, such decision shall not
1416 affect the validity of the remaining portions of this ordinance. The Council hereby
1417 declares that it would have adopted the ordinance and each section, subsection,
1418 sentence, clause, or phrase thereof, irrespective of the fact that any one or more
1419 sections, subsections, sentences, clauses, or phrases be declared invalid.

1420
1421 Section 5 – This ordinance shall be in full force and effect from and after
1422 passage.

1423
1424
1425 Passed at meeting: _____

1426

1427

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1434

1435

1436

Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Amanda R. Gallen, Assistant City Attorney

Approved for Council action: Jay Burt, City Manager

EXPLANATION TO COUNCIL BILL NO: 2016- 211

FILED: 08-30-16

ORIGINATING DEPARTMENT: City Manager's Office

PURPOSE: Amending the Springfield City Code by repealing language contained in Chapter 118 Vehicles for Hire, and adding new regulations for Transportation Network Companies and Drivers.

BACKGROUND INFORMATION: The transportation industry is adapting with the addition of new technology. Transportation Network Companies (TNC's) are utilizing digital networks and software applications to connect drivers with passengers. Our current taxi regulations do not envision the proliferation of this technology, and therefore TNC's are not able to operate in Springfield. The Springfield Convention and Visitor's Bureau has also noted that visitors to Springfield have inquired about the ability to utilize a TNC for transportation services.

The TNC topic was referred to the City Council Finance and Administration Committee. Council Bill No. 2016-064 was sent by the Committee to City Council on March 21, 2016. At that meeting Council Bill No. 2016-064 was tabled and the topic of TNCs was referred back to the Committee. The Committee met on August 19, 2016 and voted to send forward a new Council Bill for Council consideration.

This proposed Council Bill contains several differences from the original bill presented to Council on March 21, 2016, which include but are not limited to:

- The minimum age requirement for a taxicab, airport limousine, or TNC driver is now proposed to be 18 years of age.
- In lieu of the City conducted background check for drivers, the City may pursuant to this proposal, approve a third party vendor to conduct background checks at the request of the Taxicab Company, airport Limousine Company, or TNC.
- The insurance limits for taxicab companies, airport limousine companies, or TNCs have, pursuant to this proposal, been amended to require \$100,000 for bodily injury or death of one person, \$250,000 for any one accident resulting in injuries to or death of more than one person, and \$25,000 for damage to property.

Also included in these code revisions are changes to the existing taxi regulations that will streamline the process and eliminate other now-unnecessary requirements. All drivers, including taxi's and TNC's, are required to satisfy the same regulations: which requires proof of a valid Missouri chauffeur's license, and background checks, among other requirements.

The state mandatory minimum insurance requirements for TNC's will change on April 1, 2017 pursuant to Senate Bill 947. On that date, Section 379.1702 RSMo will go into effect and the following automobile insurance requirements shall apply while a TNC driver is

logged onto the network and available to receive requests but is not engaged in a prearranged ride: primary automobile liability insurance amount of at least \$50,000 for death and bodily injury per person, \$100,000 for death and bodily injury per incident, and \$25,000 for property damage. When the TNC driver is engaged in a prearranged ride, Section 379.1702 requires primary automobile liability insurance in the amount of at least one million dollars for death, bodily injury, and property damage.

REMARKS: The bill is recommended by the City Council Finance & Administration Committee.

Submitted by:


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Recommended by:


Collin Quigley, Assistant City Manager

Approved by:


Greg Burris, City Manager