



City of Chicago



O2014-8352

Office of the City Clerk

Document Tracking Sheet

Meeting Date: 10/8/2014

Sponsor(s): Emanuel (Mayor)
Beale (9)
Thompson (16)
Mitts (37)
Silverstein (50)
Laurino (39)
Moore (49)
O'Connor (41)
Suarez (31)
Burnett (27)
Pawar (47)
Harris (8)
Moreno (1)
Austin (34)
O'Connor (40)
Osterman (48)
Cappleman (46)
Burns (4)
Holmes (7)
Reboyras (30)

Type: Ordinance

Title: Amendment of Municipal Code Chapters 9-104 and 9-112
establishing Taxi Driver Fairness Ordinance of 2014

Committee(s) Assignment: Joint Committee: License and Consumer Protection;
Transportation and Public Way

JT. TRANSP +
LICENSE



OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

October 8, 2014

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Business Affairs and Consumer Protection, I transmit herewith, together with Aldermen Beale, Thompson, Mitts, Silverstein, Laurino, Moore, Mary O'Connor, Suarez, Burnett, Pawar, Harris, Moreno, Austin, Patrick O'Connor, Osterman, Cappleman, Burns, Holmes, and Reboyras, an ordinance amending Chapter 9-104 and associated provisions of the Municipal Code regarding taxicabs.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

Mayor

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. This ordinance shall be known as the Taxi Driver Fairness Ordinance of 2014.

SECTION 2. Chapter 9-104 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

9-104-030 Application – Qualifications.

(Omitted text is not affected by this ordinance)

(3) ~~The qualification of each applicant as specified in paragraph (2) of this section shall be investigated by the department of police of the City of Chicago and a report of such investigation containing any facts relevant to the applicant's qualifications shall be forwarded by the superintendent of police to the commissioner [Reserved].~~

(Omitted text is not affected by this ordinance)

9-104-040 License – Suspension and revocation.

(a) Except as otherwise provided in this code, if any licensee violates any traffic law or ~~any of the provisions of this chapter or chapter 9-112 or chapter 9-114~~ or rules or regulations adopted pursuant to this chapter, ~~or chapter 9-112 or chapter 9-114~~, the commissioner may seek revocation or suspension of the licensee's license and/or the imposition of a fine up to ~~\$1,000.00~~ \$400.00 and/or the issuance of an order of restitution or other appropriate equitable relief. The commissioner also may order any licensee again to successfully complete the course of study or examination, or both, as provided for in subsection 9-104-030(2)(e) prior to the reinstatement of the license. The commissioner shall promulgate rules and regulations regarding the lengths of suspension and the amounts of fines to be imposed, and the types of equitable relief to be ordered, for specific violations.

(b) Notwithstanding any other provision of this chapter, whenever the Illinois driver's license of a licensee has been revoked or suspended by the Secretary of State, the licensee's public chauffeur license shall be subject to automatic suspension for the period that the driver's license is suspended or revoked. The suspension shall not be subject to any of the procedures described in this section. A suspension under this subsection (b) shall be in addition to and shall not ~~effect~~ affect any disqualification, suspension, revocation, fine or other penalty or sanction that otherwise may be applicable.

(Omitted text is not affected by this ordinance)

9-104-140 Violation – Penalty.

If any chauffeur violates ~~any provision of this chapter, chapter 9-112 or chapter 9-114~~ of this Code ~~or of this chapter~~ for which a penalty is not otherwise provided, such chauffeur shall be fined not less than \$75.00 nor more than ~~\$1,000~~ \$400.00 for each offense.

SECTION 3. Chapter 9-112 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

9-112-230 Tiered lease rate structure.

(a) Starting upon the effective date of this chapter, and as from time to time amended, the following tiered lease structure with stated lease rate caps applies:

Tier	Vehicle MPG	<u>Vehicle age</u>	12 Hour Daily Maximum Lease Rate	12 Hour Weekly Maximum Lease Rate	24 Hour Daily Maximum Lease Rate	24 Hour Weekly Maximum Lease Rate
1	Greater than or equal to (\geq) 36 mpg or greater than or equal to (\geq) 21 mpg natural gas vehicle	<u>1 year old or newer</u>	\$74 per 12 hour shift	\$518 total for seven consecutive 12 hour shifts	\$101 per 24 hour shift	\$707 total for seven consecutive 24 hour shifts
2	Between 25 to 35 mpg or less than or equal to (\leq) 20 mpg natural gas vehicle	<u>1 year old or newer</u>	\$69 per 12 hour shift	\$483 total for seven consecutive 12 hour shifts	\$93 per 24 hour shift	\$651 total for seven consecutive 24 hour shifts
3	Less than or equal to (\leq) 24 mpg or any Tier 1 or Tier 2 vehicle with <u>allowed vehicle age of older than 1 year</u>	<u>Tier 3 vehicles of any allowed vehicle age; and any Tier 1 or Tier 2 vehicle with allowed vehicle age of older than 1 year</u>	\$59 per 12 hour shift	\$413 total for seven consecutive 12 hour shifts	\$85 per 24 hour shift	\$595 total for seven consecutive 24 hour shifts
<i>(Omitted part of this table is not affected by this ordinance)</i>						

(b) A lessor of a taxicab shall provide a lessee of a taxicab with an accurate and dated receipt detailing the charges for the lease of a taxicab. Any lessor who violates this section shall be fined as provided in section 9-112-630 of this Code.

(c) The commissioner by rule may assert additional lease restrictions and terms.

(d) No person shall charge more than the lease rates set forth in this section by entering into consecutive leases with the same driver. Two consecutive 12-hour daily leases with the same driver shall be considered to be a 24-hour daily lease.

9-112-410 Advertising signs permitted when.

(Omitted text is unaffected by this ordinance)

(j) In the event that the licensee receives any income from any advertising maintained on or in the vehicle, a percentage portion of such income shall be distributed to any public chauffeur leasing that same vehicle. The commissioner shall promulgate rules governing the amount of distribution percentage and the method of distribution.

9-112-600 Taxicab rates of fare – Revision.

(Omitted text is unaffected by this ordinance)

(e) For destinations beyond the city limits, the fare is straight meter to the City limits and meter and a half from the City limits to the final destination, except for airport service as specified in ~~9-112-460~~ 9-112-560 of this Code.

(Omitted text is unaffected by this ordinance)

SECTION 4. Chapter 9-112 of the Municipal Code of Chicago is hereby amended by adding new Section 9-112-565, underscored as follows:

9-112-565 Taxicab centralized electronics dispatch.

(a) The commissioner is authorized to establish a taxicab centralized electronics dispatch system (for purposes of this Section, "System") for dispatching taxicab vehicles through an Internet-enabled application, digital platform or telephone. The commissioner is authorized to enter into a contract with a licensed person selected through a competitive-bidding process to manage and operate the System.

(b) The commissioner is also authorized to require every licensee's taxicabs to participate in the System.

(c) The commissioner may allow dispatch fees to be assessed, as determined by rule, to cover the costs licensees incur to participate in the System.

(d) The System shall have verifiable records, in a form prescribed by the commissioner by rule, regarding the responses to requests for services made through the System. The System shall provide such records to the commissioner upon request.

(e) Nothing in this section shall be construed to prohibit a licensee from being affiliated with or dispatched by other two-way dispatch systems.

(f) The commissioner is authorized to adopt rules and regulations for the proper administration of this section.

SECTION 5. This ordinance shall be effective 10 days after passage and publication.