



Legislation Details (With Text)

File #: Int 1299-2018 **Version:** A **Name:** Enforcement of prohibitions against unauthorized commuter vans.

Type: Introduction **Status:** Enacted
In control: Committee on For-Hire Vehicles

On agenda: 12/11/2018

Enactment date: 2/9/2019 **Enactment #:** 2019/037

Title: A Local Law to amend the administrative code of the city of New York, in relation to enforcement of prohibitions against unauthorized commuter vans

Sponsors: Jumaane D. Williams, Ben Kallos, Kalman Yeger, I. Daneek Miller

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Date	Ver.	Action By	Action	Result
12/10/2018	*	Committee on For-Hire Vehicles	Hearing on P-C Item by Comm	
12/10/2018	*	Committee on For-Hire Vehicles	P-C Item Laid Over by Comm	
12/11/2018	*	City Council	Introduced by Council	
12/11/2018	*	City Council	Referred to Comm by Council	
1/8/2019	*	Committee on For-Hire Vehicles	Hearing Held by Committee	
1/8/2019	*	Committee on For-Hire Vehicles	Amendment Proposed by Comm	
1/8/2019	*	Committee on For-Hire Vehicles	Amended by Committee	
1/8/2019	A	Committee on For-Hire Vehicles	Approved by Committee	Pass
1/9/2019	A	City Council	Approved by Council	Pass
1/9/2019	A	City Council	Sent to Mayor by Council	
2/9/2019	A	Administration	City Charter Rule Adopted	
2/12/2019	A	City Council	Returned Unsigned by Mayor	

Int. No. 1299-A

By Council Members Williams, Kallos, Yeger and Miller

A Local Law to amend the administrative code of the city of New York, in relation to enforcement of prohibitions against unauthorized commuter vans

Be it enacted by the Council as follows:

Section 1. Subdivision g of section 19-502 of the administrative code of the city of New York, as amended by a local law amending the administrative code of the city of New York, relating to for-hire vehicles and commuter vans with a seating capacity greater than 20, as proposed in introduction number 925-A for the year 2018, is amended to read as follows:

g. “For-hire vehicle” means a motor vehicle carrying passengers for hire in the city, with a seating capacity of twenty passengers or less, not including the driver, other than a taxicab, coach, wheelchair accessible van, commuter van or an authorized bus operating pursuant to applicable provisions of law. For the purpose of this subdivision, “seating capacity” shall include any plain view location which is capable of accommodating a normal adult as part of an overall seat configuration and design and is likely to be used as a seating position while the vehicle is in motion. For purposes of the provisions of this chapter relating to prohibitions against the operation of an unauthorized for-hire vehicle, [and to] the enforcement of such prohibitions and [to] the imposition of penalties for violations of such prohibitions and to the seizure and forfeiture of for-hire vehicles, the term shall also include any common carrier of passengers by motor vehicle not subject to licensure as a taxicab, commuter van, or wheelchair accessible van and not operating as [an authorized bus line pursuant to applicable provisions of law] a public or private bus transit service operated pursuant to a contract with the city, any county within the state of New York, the state of New York or any other state or local government that follows the applicable procurement rules and regulations of such jurisdiction regardless of the seating capacity of any such vehicle.

§ 2. Subdivision p of section 19-502 of the administrative code of the city of New York, as amended by a local law amending the administrative code of the city of New York, relating to for-hire vehicles and commuter vans with a seating capacity greater than 20, as proposed in introduction number 925-A for the year 2018, is amended to read as follows:

p. “Commuter van” means a commuter van service having a seating capacity of at least nine passengers but not more than twenty passengers or such greater capacity as the commission may establish by rule and

carrying passengers for hire in the city duly licensed as a commuter van by the commission and not permitted to accept hails from prospective passengers in the street. For purposes of the provisions of this chapter relating to prohibitions against the operation of an unauthorized commuter van service or an unlicensed commuter van, [and to] the enforcement of such prohibitions and [to] the imposition of penalties for violations of such prohibitions and to the seizure and forfeiture of commuter vans, the term shall also include any common carrier of passengers by motor vehicle not subject to licensure as a taxicab, for-hire vehicle, or wheelchair accessible van and not operating as [an authorized bus line pursuant to applicable provisions of law] a public or private bus transit service operated pursuant to a contract with the city, any county within the state of New York, the state of New York or any other state or local government that follows the applicable procurement rules and regulations of such jurisdiction regardless of the seating capacity of any such vehicle. The commission shall submit to the council the text of any proposed rule relating to the maximum capacity of commuter vans at the time such proposed rule is published in the City Record.

§ 3. This local law takes effect immediately.

EL
LS # 8873
12/12/2018 8:15pm