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6 A BILL  
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11 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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16 To amend the District of Columbia Taxicab Commission Establishment Act of 1985 to change  
17 the name of the Disability Advisory Committee and clarify its organization, to clarify  
18 wheelchair-accessible fleet requirements, and to establish a fee and fund related to  
19 increasing the number of wheelchair-accessible vehicles within the District; and to amend  
20 Chapter 18 of Title 47 of the District of Columbia Official Code to provide a tax credit  
21 for purchasing a wheelchair-accessible vehicle or upgrading a vehicle to make it  
22 wheelchair-accessible.  
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24 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
25 act may be cited as the “For-Hire Vehicle Accessibility Amendment Act of 2014”.

26 Sec. 2. The District of Columbia Taxicab Commission Establishment Act of 1985,  
27 effective March 25, 1985 (D.C. Law 6-97; D.C. Official Code § 50-301 *et seq.*), is amended as  
28 follows:

29 (a) Section 20f (D.C. Official Code § 50-325) is amended as follows:

30 (1) Subsection (b) is amended as follows:

31 (A) Paragraph (1) is amended by striking the phrase “Disability Taxicab  
32 Advisory Committee” and inserting the phrase “For-Hire Vehicle Accessibility Advisory  
33 Committee” in its place.

34 (B) Paragraph (2)(A) is amended as follows:

35 (i) Sub-subparagraph (vi) is amended by striking the word “and”.

36 (ii) Sub-subparagraph (vii) is amended by striking the period and  
37 inserting the phrase “; and” in its place.

38 (iii) A new sub-subparagraph (viii) is added to read as follows:

39 “(viii) Transportation network companies or operators.”.

40 (C) Paragraph (4) is amended by striking the phrase “transmit to the  
41 Mayor and to the Council” and inserting the phrase “make publicly available” in its place.

42 (D) New paragraphs (5) and (6) are added to read as follows:

43 “(5) On or before January 1, 2015, the Committee shall establish bylaws that  
44 address, at a minimum:

45 “(A) The Committee’s organization and structure;

46 “(B) The selection and removal of Committee officers and members; and

47 “(C) The contents of the annual reports and recommendations that the  
48 Committee issues.

49 “(6) The Commission shall provide the Committee with support, including:

50 “(A) Maintaining a website that identifies Committee members and posts  
51 meeting notices, meeting minutes, annual reports created by the Committee, and an application  
52 for Committee membership; and

53 “(B) Providing at least one staff member responsible for drafting the  
54 minutes during Committee meetings and securing a space for Committee meetings that is  
55 centrally located in the District and wheelchair-accessible.”.

56 (2) Subsection (c) is amended as follows:

57 (A) Paragraph (1) is amended to read as follows:

58           “(c)(1) Each taxicab company with 20 or more taxicabs in its fleet or taxicab companies  
59 that, through common ownership, constitute 20 or more taxicabs in their total fleet shall dedicate  
60 a portion of its taxi fleet as follows:

61                           “(A) At least 6% of each taxicab fleet shall be wheelchair-accessible by  
62 December 31, 2014;

63                           “(B) At least 12% of each taxicab fleet shall be wheelchair-accessible by  
64 December 31, 2016;

65                           “(C) At least 20% of each taxicab fleet shall be wheelchair-accessible by  
66 December 31, 2018; and

67                           “(D) At least 33% of each taxicab fleet shall be wheelchair accessible by  
68 December 31, 2020.”.

69                           (B) A new paragraph (1A) is added to read as follows:

70                           “(1A)(A) Each taxicab company or transportation network company that has  
71 wheelchair-accessible vehicles within its fleet or among the vehicles associated with the  
72 company to provide service shall maintain records that include:

73   “(1) The number of wheelchair-accessible vehicles;

74   “(2) A list of requests made to the company for wheelchair-  
75 accessible service that notes the date, time, and location of the requested service;

76   “(3) Whether the requested service was a street hail, a reservation  
77 made on the same day, or a reservation made before the date of requested service;

78   “(4) For reservations made on the same day or made before the  
79 date of the requested service, whether the requested service was provided, and, if not, an  
80 explanation as to why; and

81                                   “(5) For reservations made on the same day or made before the  
82 date of the requested service, the duration between the time of the reservation and the time that  
83 the service began.

84                                   “(B) Each taxicab company or transportation network company shall  
85 submit the records described in subparagraph (A) of this paragraph to the Commission on a  
86 quarterly basis.”.

87                   (b) A new section 20p is added to read as follows:

88                   “Sec. 20p. Inaccessibility fee.

89                   “(a) On or before January 1, 2015, each person, corporation, partnership, or association  
90 that enters a vehicle into service to provide for-hire service, including a vehicle that is replacing  
91 a vehicle that has been removed from service due to inoperability or the vehicle age limits  
92 established under Chapter 609 of Title 31 of the District of Columbia Municipal Regulation (31  
93 DCMR § 609 *et seq.*), shall pay a fee of \$50 if the vehicle does not conform with the wheelchair-  
94 accessibility requirements of section 20f.

95                   “(b) The revenue from this fee described in subsection (a) of this section shall be placed  
96 directly into the Wheelchair-Accessible For-Hire Vehicle Service Fund, established in section  
97 20q.

98                   “(c) For the purposes of this section, the term “for-hire service” means a public vehicle-  
99 for-hire as defined by section 4, including a vehicle that is operated for purposes of providing  
100 transportation network services in connection with a transportation network company as defined  
101 by the Transportation Network Services Innovation Act of 2014, as introduced on April 4, 2014  
102 (Bill 20-753).

103                   (c) A new section 20q is added to read as follows:

104 “Sec. 20q. Wheelchair-accessible vehicle service fund.

105 “(a) There is established a nonlapsing fund, the Wheelchair-Accessible For-Hire Vehicle  
106 Service Fund (“Fund”), to be administered by the Chairperson of the District of Columbia  
107 Taxicab Commission in accordance with subsection (c) of this section.

108 “(b) The Fund shall consist of general revenue funds appropriated by a line item in the  
109 budget submitted to the Council.

110 “(c) Money in the Fund shall be used for the purchase, operation, training, and use of  
111 wheelchair-accessible for-hire vehicles within the District and may be used to provide a required  
112 local match for the purposes of obtaining grant funding.

113 “(d) The District of Columbia Taxicab Commission may seek grants from any source,  
114 including the Federal Transit Administration’s Enhanced Mobility of Seniors and Individuals  
115 with Disabilities Program, for the purpose of encouraging the purchase, operation, training, and  
116 use of wheelchair-accessible taxicabs within the District.

117 “(e)(1) The money deposited into the Fund, and interest earned, shall not revert to the  
118 unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal  
119 year, or at any other time.

120 “(2) Subject to authorization in an approved budget and financial plan, any funds  
121 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

122 Sec. 3. Chapter 18 of Title 47 of the District of Columbia Official Code is amended as  
123 follows:

124 (a) The table of contents is amended by adding a new subchapter VII-B to read as  
125 follows:

126 “Subchapter VII-B. Wheelchair-Accessible Vehicle Tax Credit.

127 “47-1860.01. Definitions.  
128 “47-1860.02. Wheelchair-accessible vehicle tax credit.  
129 “47-1860.03. Wheelchair-accessible vehicle tax credit eligibility.  
130 “47-1860.04. Wheelchair-accessible vehicle tax credit application, approval, and  
131 calculation.  
132 “47-1860.05. Wheelchair-accessible vehicle tax credit administration.  
133 “47-1860.06. Rules.”.

134 (b) A new subchapter VII-B is added to read as follows:

135 “Subchapter VII-B. Wheelchair-Accessible Vehicle Tax Credit.

136 “§ 47-1860.01. Definitions.

137 “For the purposes of this subchapter, the term:

138 “(1) “Wheelchair accessible” means a vehicle that conforms to the requirements  
139 provided in § 50-325.

140 “(2) “For-hire” means a public vehicle-for-hire as defined by § 50-303(17),  
141 including a vehicle that is operated for the purposes of providing passenger transportation  
142 services in connection with a transportation network service as defined by the Transportation  
143 Network Services Innovation Act of 2014, as introduced on April 4, 2014 (Bill 20-753).

144 “§ 47-1860.02. Wheelchair-accessible vehicle tax credit.

145 “For tax years beginning on or after January 1, 2015, but before January 1, 2020, upon  
146 application by a taxpayer, in the order of priority received and not to exceed the annual amount  
147 allocated therefor in the budget and financial plan, the Mayor, in accordance with this  
148 subchapter, shall approve, and there may be allowed, to any taxpayer a wheelchair-accessible

149 vehicle tax credit with respect to the franchise taxes imposed by subchapters VII and VIII of this  
150 chapter, for a credit period in an amount determined by the Mayor pursuant to § 47-1860.04.

151 “§ 47-1860.03. Wheelchair-accessible vehicle tax credit eligibility.

152 “The Mayor shall approve any wheelchair-accessible vehicle tax credits allowed by § 47-  
153 1860.02 if, during a credit period, a person, corporation, partnership, or association:

154 “(1) Has an existing for-hire vehicle that previously was not wheelchair accessible  
155 upgraded to make it wheelchair accessible; or

156 “(2) Purchases a new vehicle that is initially manufactured to be wheelchair  
157 accessible.

158 “§ 47-1860.04. Wheelchair-accessible vehicle tax credit application, approval, and  
159 calculation.

160 “(a) A taxpayer shall apply for, and the Mayor shall approve, the wheelchair-accessible  
161 vehicle tax credit as follows:

162 “(1) A taxpayer shall submit a complete written application for a wheelchair-  
163 accessible vehicle tax credit to the Mayor. The application shall include:

164 “(A) For the upgrade of an existing vehicle to make it wheelchair  
165 accessible, a receipt or similar document providing an itemized accounting for the cost  
166 associated to that upgrade.

167 “(B) For the purchase of a new vehicle that is initially manufactured to be  
168 wheelchair accessible, a receipt or similar document providing proof of purchase.

169 “(2) The Mayor shall review each application submitted for a wheelchair-  
170 accessible vehicle tax credit. Based on the application submitted, the Mayor shall approve the  
171 wheelchair-accessible vehicle tax credit as provided by § 47-1860.02. The approval shall include

172 the maximum amount of the credit available to the taxpayer for the entire credit period calculated  
173 pursuant to subsection (b) of this section and the specific terms that shall be met to qualify for  
174 the wheelchair-accessible vehicle tax credit.

175 “(b) The wheelchair-accessible vehicle tax credit shall be calculated by the Mayor as  
176 follows:

177 “(1) For the upgrade of an existing vehicle to make it wheelchair accessible, the  
178 Mayor shall allow a credit that shall be equal to the incremental cost associated with the upgrade;  
179 provided, that the credit shall not exceed \$10,000 per vehicle.

180 “(2) For the purchase of a new vehicle that is initially manufactured to be  
181 wheelchair accessible, the Mayor shall allow a credit of \$10,000 per vehicle.

182 “§ 47-1860.05. Wheelchair-accessible vehicle tax credit administration.

183 “(a) A taxpayer that receives approval for a wheelchair-accessible vehicle tax credit shall  
184 notify the Mayor promptly if the wheelchair-accessible vehicle is sold or not used under for-hire  
185 services. The approval shall be void if the taxpayer that receives approval does not use the  
186 wheelchair-accessible vehicle for for-hire services within one year of receiving the credit.

187 “(b) The Chief Financial Officer may audit the accounts of a taxpayer receiving a  
188 wheelchair-accessible vehicle tax credit up to 12 months following the issuance of any credit.

189 “(c) The Mayor shall transmit an annual report to the Council, including information  
190 regarding all approvals granted and credit certificates issued in reference to the wheelchair-  
191 accessible vehicle tax credit, the names of the recipients of the credits and the credit amounts  
192 claimed.

193 “§ 47-1860.06. Rules.



194           “The Mayor, pursuant to § 2-501 *et seq.*, shall issue rules necessary to implement the  
195 provisions of this subchapter.”.

196           Sec. 4. Fiscal impact statement.

197           The Council adopts the fiscal impact statement in the committee report as the fiscal  
198 impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act,  
199 approved December 24, 1973 (87 Stat. 813, D.C. Official Code § 1-206.02(c)(3)).

200           Sec. 5. Effective date.

201           This act shall take effect following approval by the Mayor (or in the event of veto by the  
202 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
203 provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December  
204 24, 1973 (87 Stat. 788; D.C. Official Code § 1-206.02(c)(2)), and publication in the District of  
205 Columbia Register.