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CS/HB 221, Engrossed 1

2017 Legislature

1
2 An act relating to transportation network companies;
3 creating s. 627.748, F.S.; defining terms; providing
4 for construction; providing that a transportation
5 network company (TNC) driver is not required to
6 register certain vehicles as commercial motor vehicles
7 or for-hire vehicles; requiring a TNC to designate and
8 maintain an agent for service of process in this
9 state; providing fare requirements; providing
10 requirements for a TNC's digital network; providing
11 for an electronic receipt, subject to certain
12 requirements; providing automobile insurance
13 requirements for a TNC and a TNC driver; providing
14 requirements for specified proof of coverage for a TNC
15 driver under certain circumstances; providing certain
16 disclosure requirements for a TNC driver in the event
17 of an accident; requiring a TNC to cause its insurer
18 to issue certain payments directly to certain parties;
19 requiring a TNC to make specified disclosures in
20 writing to TNC drivers under certain circumstances;
21 authorizing specified insurers to exclude certain
22 coverage, subject to certain limitations; providing
23 that the right to exclude coverage applies to any
24 coverage included in an automobile insurance policy;
25 providing applicability; providing for construction;

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26 providing that specified automobile insurers have a
27 right of contribution against other insurers that
28 provide automobile insurance to the same TNC drivers
29 in satisfaction of certain coverage requirements under
30 certain circumstances; requiring a TNC to provide
31 specified information upon request by certain parties
32 during a claims coverage investigation; requiring
33 certain insurers to disclose specified information
34 upon request by any other insurer involved in the
35 particular claim; providing that TNC drivers are
36 independent contractors if specified conditions are
37 met; requiring a TNC to implement a zero-tolerance
38 policy for drug or alcohol use, subject to certain
39 requirements; providing TNC driver requirements;
40 requiring a TNC to conduct a certain background check
41 for a TNC driver after a specified period; requiring a
42 TNC to submit an examination report prepared by a
43 certified public accountant to the Department of
44 Financial Services to verify certain compliance;
45 requiring the department to impose specified fines for
46 noncompliance; providing for disposition and use of
47 moneys received; authorizing petition for an
48 administrative proceeding; authorizing the department
49 to seek injunctive relief under certain circumstances;
50 authorizing the department to adopt rules; providing

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51 construction; prohibiting a TNC driver from accepting
52 certain rides or soliciting or accepting street hails;
53 prohibiting a TNC from altering presentation of
54 information on its digital network to an enforcement
55 official; requiring a TNC to adopt a policy of
56 nondiscrimination with respect to riders and potential
57 riders and to notify TNC drivers of such policy;
58 requiring TNC drivers to comply with the
59 nondiscrimination policy and certain applicable laws
60 regarding nondiscrimination and accommodation of
61 service animals; prohibiting a TNC from imposing
62 additional charges for providing services to persons
63 who have physical disabilities; requiring a TNC that
64 contracts with a governmental entity to provide
65 paratransit services to comply with certain state and
66 federal laws; requiring a TNC to reevaluate a decision
67 to remove a TNC driver's authorization to access its
68 digital network in certain instances; requiring a TNC
69 to maintain specified records; providing legislative
70 intent; specifying that TNCs, TNC drivers, and TNC
71 vehicles are governed exclusively by state law;
72 prohibiting local governmental entities and
73 subdivisions from taking specified actions; providing
74 applicability; providing an effective date.

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76 | Be It Enacted by the Legislature of the State of Florida:
 77 | Section 1. Section 627.748, Florida Statutes, is created
 78 | to read:
 79 | 627.748 Transportation network companies.—
 80 | (1) DEFINITIONS.—As used in this section, the term:
 81 | (a) "Digital network" means any online-enabled technology
 82 | application service, website, or system offered or used by a
 83 | transportation network company which enables the prearrangement
 84 | of rides with transportation network company drivers.
 85 | (b) "Prearranged ride" means the provision of
 86 | transportation by a TNC driver to a rider, beginning when a TNC
 87 | driver accepts a ride requested by a rider through a digital
 88 | network controlled by a transportation network company,
 89 | continuing while the TNC driver transports the rider, and ending
 90 | when the last rider exits from and is no longer occupying the
 91 | TNC vehicle. The term does not include a taxicab, for-hire
 92 | vehicle, or street hail service and does not include ridesharing
 93 | as defined in s. 341.031, carpool as defined s. 450.28, or any
 94 | other type of service in which the driver receives a fee that
 95 | does not exceed the driver's cost to provide the ride.
 96 | (c) "Rider" means an individual who uses a digital network
 97 | to connect with a TNC driver in order to obtain a prearranged
 98 | ride in the TNC driver's TNC vehicle between points chosen by
 99 | the rider. A person may use a digital network to request a
 100 | prearranged ride on behalf of a rider.

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101 (d) "Street hail" means an immediate arrangement on a
102 street with a driver by a person using any method other than a
103 digital network to seek immediate transportation.

104 (e) "Transportation network company" or "TNC" means an
105 entity operating in this state pursuant to this section using a
106 digital network to connect a rider to a TNC driver, who provides
107 prearranged rides. A TNC is not deemed to own, control, operate,
108 direct, or manage the TNC vehicles or TNC drivers that connect
109 to its digital network, except where agreed to by written
110 contract, and is not a taxicab association or for-hire vehicle
111 owner. An individual, corporation, partnership, sole
112 proprietorship, or other entity that arranges medical
113 transportation for individuals qualifying for Medicaid or
114 Medicare pursuant to a contract with the state or a managed care
115 organization is not a TNC. This section does not prohibit a TNC
116 from providing prearranged rides to individuals who qualify for
117 Medicaid or Medicare if it meets the requirements of this
118 section.

119 (f) "Transportation network company driver" or "TNC
120 driver" means an individual who:

121 1. Receives connections to potential riders and related
122 services from a transportation network company; and

123 2. In return for compensation, uses a TNC vehicle to offer
124 or provide a prearranged ride to a rider upon connection through
125 a digital network.

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126 (g) "Transportation network company vehicle" or "TNC
 127 vehicle" means a vehicle that is not a taxicab, jitney,
 128 limousine, or for-hire vehicle as defined in s. 320.01(15) and
 129 that is:

130 1. Used by a TNC driver to offer or provide a prearranged
 131 ride; and

132 2. Owned, leased, or otherwise authorized to be used by
 133 the TNC driver.

134
 135 Notwithstanding any other provision of law, a vehicle that is
 136 let or rented to another for consideration may be used as a TNC
 137 vehicle.

138 (2) NOT OTHER CARRIERS.—A TNC or TNC driver is not a
 139 common carrier, contract carrier, or motor carrier and does not
 140 provide taxicab or for-hire vehicle service. In addition, a TNC
 141 driver is not required to register the vehicle that the TNC
 142 driver uses to provide prearranged rides as a commercial motor
 143 vehicle or a for-hire vehicle.

144 (3) AGENT.—A TNC must designate and maintain an agent for
 145 service of process in this state.

146 (4) FARE TRANSPARENCY.—If a fare is collected from a
 147 rider, the TNC must disclose to the rider the fare or fare
 148 calculation method on its website or within the online-enabled
 149 technology application service before the beginning of the
 150 prearranged ride. If the fare is not disclosed to the rider

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151 before the beginning of the prearranged ride, the rider must
 152 have the option to receive an estimated fare before the
 153 beginning of the prearranged ride.

154 (5) IDENTIFICATION OF TNC VEHICLES AND DRIVERS.—The TNC's
 155 digital network must display a photograph of the TNC driver and
 156 the license plate number of the TNC vehicle used for providing
 157 the prearranged ride before the rider enters the TNC driver's
 158 vehicle.

159 (6) ELECTRONIC RECEIPT.—Within a reasonable period after
 160 the completion of a ride, a TNC shall transmit an electronic
 161 receipt to the rider on behalf of the TNC driver which lists:

- 162 (a) The origin and destination of the ride;
- 163 (b) The total time and distance of the ride; and
- 164 (c) The total fare paid.

165 (7) TRANSPORTATION NETWORK COMPANY AND TNC DRIVER
 166 INSURANCE REQUIREMENTS.—

167 (a) Beginning July 1, 2017, a TNC driver or a TNC on
 168 behalf of the TNC driver shall maintain primary automobile
 169 insurance that:

170 1. Recognizes that the TNC driver is a TNC driver or
 171 otherwise uses a vehicle to transport riders for compensation;
 172 and

173 2. Covers the TNC driver while the TNC driver is logged on
 174 to the digital network of the TNC or while the TNC driver is
 175 engaged in a prearranged ride.

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176 (b) The following automobile insurance requirements apply
 177 while a participating TNC driver is logged on to the digital
 178 network but is not engaged in a prearranged ride:

179 1. Automobile insurance that provides:

180 a. A primary automobile liability coverage of at least
 181 \$50,000 for death and bodily injury per person, \$100,000 for
 182 death and bodily injury per incident, and \$25,000 for property
 183 damage;

184 b. Personal injury protection benefits that meet the
 185 minimum coverage amounts required under ss. 627.730-627.7405;
 186 and

187 c. Uninsured and underinsured vehicle coverage as required
 188 by s. 627.727.

189 2. The coverage requirements of this paragraph may be
 190 satisfied by any of the following:

191 a. Automobile insurance maintained by the TNC driver;

192 b. Automobile insurance maintained by the TNC; or

193 c. A combination of sub-subparagraphs a. and b.

194 (c) The following automobile insurance requirements apply
 195 while a TNC driver is engaged in a prearranged ride:

196 1. Automobile insurance that provides:

197 a. A primary automobile liability coverage of at least \$1
 198 million for death, bodily injury, and property damage;

199 b. Personal injury protection benefits that meet the
 200 minimum coverage amounts required of a limousine under ss.

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201 627.730-627.7405; and
 202 c. Uninsured and underinsured vehicle coverage as required
 203 by s. 627.727.
 204 2. The coverage requirements of this paragraph may be
 205 satisfied by any of the following:
 206 a. Automobile insurance maintained by the TNC driver;
 207 b. Automobile insurance maintained by the TNC; or
 208 c. A combination of sub-subparagraphs a. and b.
 209 (d) If the TNC driver's insurance under paragraph (b) or
 210 paragraph (c) has lapsed or does not provide the required
 211 coverage, the insurance maintained by the TNC must provide the
 212 coverage required under this subsection, beginning with the
 213 first dollar of a claim, and have the duty to defend such claim.
 214 (e) Coverage under an automobile insurance policy
 215 maintained by the TNC must not be dependent on a personal
 216 automobile insurer first denying a claim, and a personal
 217 automobile insurance policy is not required to first deny a
 218 claim.
 219 (f) Insurance required under this subsection must be
 220 provided by an insurer authorized to do business in this state
 221 which is a member of the Florida Insurance Guaranty Association
 222 or an eligible surplus lines insurer that has a superior,
 223 excellent, exceptional, or equivalent financial strength rating
 224 by a rating agency acceptable to the Office of Insurance
 225 Regulation of the Financial Services Commission.

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226 (g) Insurance satisfying the requirements under this
227 subsection is deemed to satisfy the financial responsibility
228 requirement for a motor vehicle under chapter 324 and the
229 security required under s. 627.733 for any period when the TNC
230 driver is logged onto the digital network or engaged in a
231 prearranged ride.

232 (h) A TNC driver shall carry proof of coverage satisfying
233 paragraphs (b) and (c) with him or her at all times during his
234 or her use of a TNC vehicle in connection with a digital
235 network. In the event of an accident, a TNC driver shall provide
236 this insurance coverage information to any party directly
237 involved in the accident or the party's designated
238 representative, automobile insurers, and investigating police
239 officers. Proof of financial responsibility may be presented
240 through an electronic device, such as a digital phone
241 application, under s. 316.646. Upon request, a TNC driver shall
242 also disclose to any party directly involved in the accident or
243 the party's designated representative, automobile insurers, and
244 investigating police officers whether he or she was logged on to
245 a digital network or was engaged in a prearranged ride at the
246 time of the accident.

247 (i) If a TNC's insurer makes a payment for a claim covered
248 under comprehensive coverage or collision coverage, the TNC
249 shall cause its insurer to issue the payment directly to the
250 business repairing the vehicle or jointly to the owner of the

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251 vehicle and the primary lienholder on the covered vehicle.

252 (8) TRANSPORTATION NETWORK COMPANY AND INSURER;

253 DISCLOSURE; EXCLUSIONS.—

254 (a) Before a TNC driver is allowed to accept a request for
255 a prearranged ride on the digital network, the TNC must disclose
256 in writing to the TNC driver:

257 1. The insurance coverage, including the types of coverage
258 and the limits for each coverage, which the TNC provides while
259 the TNC driver uses a TNC vehicle in connection with the TNC's
260 digital network.

261 2. That the TNC driver's own automobile insurance policy
262 might not provide any coverage while the TNC driver is logged on
263 to the digital network or is engaged in a prearranged ride,
264 depending on the terms of the TNC driver's own automobile
265 insurance policy.

266 3. That the provision of rides for compensation which are
267 not prearranged rides subjects the driver to the coverage
268 requirements imposed under s. 324.032(1) and that failure to
269 meet such coverage requirements subjects the TNC driver to
270 penalties provided in s. 324.221, up to and including a
271 misdemeanor of the second degree.

272 (b)1. An insurer that provides an automobile liability
273 insurance policy under part XI of chapter 627 may exclude any
274 and all coverage afforded under the policy issued to an owner or
275 operator of a TNC vehicle while driving that vehicle for any

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276 loss or injury that occurs while a TNC driver is logged on to a
277 digital network or while a TNC driver provides a prearranged
278 ride. Exclusions imposed under this subsection are limited to
279 coverage while a TNC driver is logged on to a digital network or
280 while a TNC driver provides a prearranged ride. This right to
281 exclude all coverage may apply to any coverage included in an
282 automobile insurance policy, including, but not limited to:

- 283 a. Liability coverage for bodily injury and property
284 damage;
- 285 b. Uninsured and underinsured motorist coverage;
- 286 c. Medical payments coverage;
- 287 d. Comprehensive physical damage coverage;
- 288 e. Collision physical damage coverage; and
- 289 f. Personal injury protection.

290 2. The exclusions described in subparagraph 1. apply
291 notwithstanding any requirement under chapter 324. These
292 exclusions do not affect or diminish coverage otherwise
293 available for permissive drivers or resident relatives under the
294 personal automobile insurance policy of the TNC driver or owner
295 of the TNC vehicle who are not occupying the TNC vehicle at the
296 time of loss. This section does not require that a personal
297 automobile insurance policy provide coverage while the TNC
298 driver is logged on to a digital network, while the TNC driver
299 is engaged in a prearranged ride, or while the TNC driver
300 otherwise uses a vehicle to transport riders for compensation.

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301 3. This section must not be construed to require an
302 insurer to use any particular policy language or reference to
303 this section in order to exclude any and all coverage for any
304 loss or injury that occurs while a TNC driver is logged on to a
305 digital network or while a TNC driver provides a prearranged
306 ride.

307 4. This section does not preclude an insurer from
308 providing primary or excess coverage for the TNC driver's
309 vehicle by contract or endorsement.

310 (c)1. An automobile insurer that excludes the coverage
311 described in subparagraph (b)1. does not have a duty to defend
312 or indemnify any claim expressly excluded thereunder. This
313 section does not invalidate or limit an exclusion contained in a
314 policy, including a policy in use or approved for use in this
315 state before July 1, 2017, which excludes coverage for vehicles
316 used to carry persons or property for a charge or available for
317 hire by the public.

318 2. An automobile insurer that defends or indemnifies a
319 claim against a TNC driver which is excluded under the terms of
320 its policy has a right of contribution against other insurers
321 that provide automobile insurance to the same TNC driver in
322 satisfaction of the coverage requirements of subsection (7) at
323 the time of loss.

324 (d) In a claims coverage investigation, a TNC shall
325 immediately provide, upon request by a directly involved party

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326 or any insurer of the TNC driver, if applicable, the precise
327 times that the TNC driver logged on and off the digital network
328 in the 12-hour period immediately preceding and in the 12-hour
329 period immediately following the accident. An insurer providing
330 coverage under subsection (7) shall disclose, upon request by
331 any other insurer involved in the particular claim, the
332 applicable coverages, exclusions, and limits provided under any
333 automobile insurance maintained in order to satisfy the
334 requirements of subsection (7).

335 (9) LIMITATION ON TRANSPORTATION NETWORK COMPANIES.—A TNC
336 driver is an independent contractor and not an employee of the
337 TNC if all of the following conditions are met:

338 (a) The TNC does not unilaterally prescribe specific hours
339 during which the TNC driver must be logged on to the TNC's
340 digital network.

341 (b) The TNC does not prohibit the TNC driver from using
342 digital networks from other TNCs.

343 (c) The TNC does not restrict the TNC driver from engaging
344 in any other occupation or business.

345 (d) The TNC and TNC driver agree in writing that the TNC
346 driver is an independent contractor with respect to the TNC.

347 (10) ZERO TOLERANCE FOR DRUG OR ALCOHOL USE.—

348 (a) The TNC shall implement a zero-tolerance policy
349 regarding a TNC driver's activities while accessing the TNC's
350 digital network. The zero-tolerance policy must address the use

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351 of drugs or alcohol while a TNC driver is providing a
 352 prearranged ride or is logged on to the digital network.

353 (b) The TNC shall provide notice of this policy on its
 354 website, as well as procedures to report a complaint about a TNC
 355 driver who a rider reasonably suspects was under the influence
 356 of drugs or alcohol during the course of the ride.

357 (c) Upon receipt of a rider's complaint alleging a
 358 violation of the zero-tolerance policy, the TNC shall suspend a
 359 TNC driver's ability to accept any ride request through the
 360 TNC's digital network as soon as possible and shall conduct an
 361 investigation into the reported incident. The suspension must
 362 last the duration of the investigation.

363 (11) TRANSPORTATION NETWORK COMPANY DRIVER REQUIREMENTS.-

364 (a) Before an individual is authorized to accept a ride
 365 request through a digital network:

366 1. The individual must submit an application to the TNC
 367 which includes information regarding his or her address, age,
 368 driver license, motor vehicle registration, and other
 369 information required by the TNC;

370 2. The TNC must conduct, or have a third party conduct, a
 371 local and national criminal background check that includes:

372 a. A search of the Multi-State/Multi-Jurisdiction Criminal
 373 Records Locator or other similar commercial nationwide database
 374 with validation of any records through primary source search;
 375 and

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376 b. A search of the National Sex Offender Public Website
 377 maintained by the United States Department of Justice; and
 378 3. The TNC must obtain and review, or have a third party
 379 obtain and review, a driving history research report for the
 380 applicant.
 381 (b) The TNC shall conduct the background check required
 382 under paragraph (a) for a TNC driver every 3 years.
 383 (c) The TNC may not authorize an individual to act as a
 384 TNC driver on its digital network if the driving history
 385 research report conducted when the individual first seeks access
 386 to the digital network reveals that the individual has had more
 387 than three moving violations in the prior 3-year period.
 388 (d) The TNC may not authorize an individual to act as a
 389 TNC driver on its digital network if the background check
 390 conducted when the individual first seeks access to the digital
 391 network or any subsequent background check required under
 392 paragraph (b) reveals that the individual:
 393 1. Has been convicted, within the past 5 years, of:
 394 a. A felony;
 395 b. A misdemeanor for driving under the influence of drugs
 396 or alcohol, for reckless driving, for hit and run, or for
 397 fleeing or attempting to elude a law enforcement officer; or
 398 c. A misdemeanor for a violent offense or sexual battery,
 399 or a crime of lewdness or indecent exposure under chapter 800;
 400 2. Has been convicted, within the past 3 years, of driving

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401 with a suspended or revoked license;

402 3. Is a match in the National Sex Offender Public Website
403 maintained by the United States Department of Justice;

404 4. Does not possess a valid driver license; or

405 5. Does not possess proof of registration for the motor
406 vehicle used to provide prearranged rides.

407 (e) No later than January 1 of every other year beginning
408 in 2019, a TNC shall submit to the Department of Financial
409 Services an examination report prepared by an independent
410 certified public accountant for the sole purpose of verifying
411 that the TNC has maintained compliance with subsection (8) and
412 this subsection on a continual basis for either the preceding 2
413 years or for the timeframe that the TNC has been operating in
414 this state if that timeframe is less than 2 years. The report
415 shall expressly state whether the TNC was compliant or
416 noncompliant. The report must be prepared in accordance with
417 applicable attestation standards established by the American
418 Institute of Certified Public Accountants. The TNC shall bear
419 all costs associated with the preparation and submission of the
420 report.

421 (f) The Department of Financial Services, within 30 days
422 after receipt of the report required under paragraph (e), shall
423 impose a fine of \$10,000 if the report includes a finding that
424 the TNC has been noncompliant with subsection (8), this
425 subsection, or both. A TNC that has been found to be

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426 noncompliant shall submit another examination report prepared by
427 an independent certified public accountant to the department no
428 later than January 1 of the following year. This subsequent
429 report shall evaluate the records of the TNC for the timeframe
430 since the independent certified public accountant last reviewed
431 the records of the TNC to determine whether the TNC has been
432 compliant with subsection (8), this subsection, or both on a
433 continual basis. The department, within 30 days after receipt of
434 the subsequent report required by this paragraph, shall impose a
435 fine of \$20,000 if the subsequent report includes a finding that
436 the TNC has been noncompliant with subsection (8), this
437 subsection, or both. Failure to timely submit any report
438 required under this paragraph shall result in the imposition of
439 an additional fine of \$10,000 for noncompliance. Any fine
440 imposed by the department shall be payable within 21 days after
441 receipt of notice from the department. The moneys so received
442 may be deposited by the department for use in defraying the
443 expenses of the department in the discharge of its
444 administrative and regulatory duties under this subsection. The
445 payment of the fine shall be stayed by the filing of a petition
446 for an administrative proceeding pursuant to chapter 120 with
447 the department's agency clerk. Failure to timely petition will
448 waive any rights to an administrative hearing. The department
449 may, pursuant to the Florida Rules of Civil Procedure, seek
450 injunctive relief against a TNC that fails to comply with the

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451 requirements of paragraph (e) and this paragraph. The department
452 may adopt rules to implement paragraph (e) and this paragraph.

453 (g) Unless otherwise explicitly provided, this subsection
454 does not extinguish any claim otherwise available under common
455 law or any other statute.

456 (12) PROHIBITED CONDUCT.—

457 (a) A TNC driver may not accept a ride for compensation
458 other than by a rider arranged through a digital network.

459 (b) A TNC driver may not solicit or accept street hails.

460 (c) A TNC may not alter the presentation of information on
461 its digital network to an enforcement official for the purpose
462 of thwarting or interfering with the official's enforcement or
463 oversight of the TNC.

464 (13) NONDISCRIMINATION; ACCESSIBILITY.—

465 (a) A TNC shall adopt a policy of nondiscrimination with
466 respect to riders and potential riders and shall notify TNC
467 drivers of such policy.

468 (b) A TNC driver shall comply with the TNC's
469 nondiscrimination policy.

470 (c) A TNC driver shall comply with all applicable laws
471 regarding nondiscrimination against riders and potential riders.

472 (d) A TNC driver shall comply with all applicable laws
473 relating to accommodation of service animals.

474 (e) A TNC may not impose additional charges for providing
475 services to a person who has a physical disability because of

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476 the person's disability.

477 (f) A TNC that contracts with a governmental entity to
 478 provide paratransit services must comply with all applicable
 479 state and federal laws related to individuals with disabilities.

480 (g) A TNC shall reevaluate any decision to remove a TNC
 481 driver's authorization to access its digital network due to a
 482 low quality rating by riders if the TNC driver alleges that the
 483 low quality rating was because of a characteristic identified in
 484 the company's nondiscrimination policy and there is a plausible
 485 basis for such allegation.

486 (14) RECORDS.—A TNC shall maintain the following records:

487 (a) Individual ride records for at least 1 year after the
 488 date on which each ride is provided; and

489 (b) Individual records of TNC drivers for at least 1 year
 490 after the date on which the TNC driver's relationship with the
 491 TNC ends.

492 (15) PREEMPTION.—

493 (a) It is the intent of the Legislature to provide for
 494 uniformity of laws governing TNCs, TNC drivers, and TNC vehicles
 495 throughout the state. TNCs, TNC drivers, and TNC vehicles are
 496 governed exclusively by state law, including in any locality or
 497 other jurisdiction that enacted a law or created rules governing
 498 TNCs, TNC drivers, or TNC vehicles before July 1, 2017. A
 499 county, municipality, special district, airport authority, port
 500 authority, or other local governmental entity or subdivision may

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501 not:

502 1. Impose a tax on, or require a license for, a TNC, a TNC
 503 driver, or a TNC vehicle if such tax or license relates to
 504 providing prearranged rides;

505 2. Subject a TNC, a TNC driver, or a TNC vehicle to any
 506 rate, entry, operation, or other requirement of the county,
 507 municipality, special district, airport authority, port
 508 authority, or other local governmental entity or subdivision; or

509 3. Require a TNC or a TNC driver to obtain a business
 510 license or any other type of similar authorization to operate
 511 within the local governmental entity's jurisdiction.

512 (b) This subsection does not prohibit an airport or
 513 seaport from charging reasonable pickup fees consistent with any
 514 pickup fees charged to taxicab companies at that airport or
 515 seaport for their use of the airport's or seaport's facilities
 516 or prohibit the airport or seaport from designating locations
 517 for staging, pickup, and other similar operations at the airport
 518 or seaport.

519 Section 2. This act shall take effect July 1, 2017.