S T A T E O F N E W Y O R K

949

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. KELLNER, BENEDETTO, MAISEL, HOOPER -- read once and referred to the Committee on Cities

AN ACT to amend the administrative code of the city of New York, in relation to exempting wheelchair accessible taxicabs, livery service and black car service vehicles from certain fees

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 19-504 of the administrative code of the city of New York is amended by adding a new subdivision r to read as follows:

R. NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, ALL LICENSED OPERATORS OF WHEELCHAIR ACCESSIBLE VANS WHO ARE: (I) NOT OWNERS OF A WHEELCHAIR ACCESSIBLE MEDALLION ISSUED BY THE NEW YORK CITY TAXI AND LIMOUSINE COMMISSION OR (II) OWNERS OF A LIVERY OR BLACK CAR SERVICE BUT WHO PROVIDE WHEELCHAIR ACCESSIBLE VANS FOR HIRE IN THE CITY OF NEW YORK, SHALL BE EXEMPT FROM THE FEES LISTED IN SUBDIVISION B OF THIS SECTION TO THE EXTENT THAT SUCH FEES PERTAIN TO THE WHEELCHAIR ACCESSIBLE VANS. THE TERM "WHEELCHAIR ACCESSIBLE VAN" SHALL, FOR THE PURPOSES OF THIS SUBDIVISION, REFER TO A VEHICLE THAT COMPLIES WITH FEDERAL REGULATIONS PROMULGATED PURSUANT TO THE AMERICANS WITH DISABILITIES ACT APPLICABLE TO VANS UNDER TWENTY-TWO FEET IN LENGTH, BY THE FEDERAL DEPARTMENT OF TRANSPORTATION, IN CODE OF FEDERAL REGULATIONS, TITLE 49, PARTS 37 AND 38, AND BY THE FEDERAL ARCHITECTURE AND TRANSPORTATION BARRIERS COMPLIANCE BOARD, IN CODE OF FEDERAL REGULATIONS, TITLE 36, SECTION 1192.23, AND THE FEDERAL MOTOR VEHICLE SAFETY STANDARDS, CODE OF FEDERAL REGULATIONS, TITLE 29, PART 57.

S 2. Section 11-802 of the administrative code of the city of New York is amended by adding a new subdivision e to read as follows:

E. NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, ALL LICENSED OPERATORS OF WHEELCHAIR ACCESSIBLE VANS WHO ARE: (I) NOT OWNERS OF A WHEELCHAIR ACCESSIBLE MEDALLION ISSUED BY THE NEW YORK CITY TAXI AND LIMOUSINE

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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COMMISSION OR (II) OWNERS OF A LIVERY OR BLACK CAR SERVICE BUT WHO PROVIDE WHEELCHAIR ACCESSIBLE VANS FOR HIRE IN THE CITY OF NEW YORK, SHALL BE EXEMPT FROM THE FEES LISTED IN THIS SECTION TO THE EXTENT THAT SUCH FEES PERTAIN TO THE WHEELCHAIR ACCESSIBLE VAN. THE TERM "WHEELCHAIR ACCESSIBLE VAN" SHALL, FOR THE PURPOSES OF THIS SUBDIVISION, REFER TO A VEHICLE THAT COMPLIES WITH FEDERAL REGULATIONS PROMULGATED PURSUANT TO THE AMERICANS WITH DISABILITIES ACT APPLICABLE TO VANS UNDER TWENTY-TWO FEET IN LENGTH, BY THE FEDERAL DEPARTMENT OF TRANSPORTATION, IN CODE OF FEDERAL REGULATIONS, TITLE 49, PARTS 37 AND 38, AND BY THE FEDERAL ARCHITECTURE AND TRANSPORTATION BARRIERS COMPLIANCE BOARD, IN CODE OF FEDERAL REGULATIONS, TITLE 36, SECTION 1192.23, AND THE FEDERAL MOTOR VEHICLE SAFETY STANDARDS, CODE OF FEDERAL REGULATIONS, TITLE 29, PART 57.

S 3. This act shall take effect on the ninetieth day after it shall have become a law, provided, however that effective immediately the New York City Taxi and Limousine Commission shall promulgate any rules or regulations necessary for the implementation of this act.