

STATE OF NEW YORK

6621

2017-2018 Regular Sessions

IN SENATE

June 7, 2017

Introduced by Sen. LANZA -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the administrative code of the city of New York, in relation to allowing commuter vans to accept hails from prospective passengers in the street; and to repeal certain provisions of such law relating thereto

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision p of section 19-502 of the administrative code
2 of the city of New York, as added by local law number 115 of the city of
3 New York for the year 1993, is amended to read as follows:

4 p. "Commuter van" means a commuter van service having a seating capac-
5 ity of at least nine passengers but not more than twenty passengers or
6 such greater capacity as the commission may establish by rule and carry-
7 ing passengers for hire in the city duly licensed as a commuter van by
8 the commission [~~and not permitted to accept hails from prospective~~
9 ~~passengers in the street~~]. For purposes of the provisions of this chap-
10 ter relating to prohibitions against the operation of an unauthorized
11 commuter van service or an unlicensed commuter van and to the enforce-
12 ment of such prohibitions and to the imposition of penalties for
13 violations of such prohibitions, the term shall also include any common
14 carrier of passengers by motor vehicle not subject to licensure as a
15 taxicab, for-hire vehicle, or wheelchair accessible van or not operating
16 as an authorized bus line pursuant to applicable provisions of law. The
17 commission shall submit to the council the text of any proposed rule
18 relating to the maximum capacity of commuter vans at the time such
19 proposed rule is published in the City Record.

20 § 2. Paragraph 1 of subdivision a of section 19-504 of the administra-
21 tive code of the city of New York, as amended by local law number 115 of
22 the city of New York for the year 1993, is amended to read as follows:

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

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1 (1) A taxi-cab, coach, wheelchair accessible van, commuter van or
2 for-hire vehicle shall operate within the city of New York only if the
3 owner shall first have obtained from the commission a taxicab, coach,
4 wheelchair accessible van, commuter van or for-hire vehicle license for
5 such vehicle and only while such license is in full force and effect.
6 Vehicle licenses shall be issued for a term of not less than one nor
7 more than two years and shall expire on the date set forth on the
8 license unless sooner suspended or revoked by the commission. No motor
9 vehicle other than a duly licensed taxicab or commuter van shall be
10 permitted to accept hails from passengers in the street. No commuter van
11 shall be operated within the city of New York unless it is operated as
12 part of a current, valid authorization to operate a commuter van service
13 duly issued by the commission pursuant to section 19-504.2 of this chap-
14 ter.

15 § 3. The section heading and subdivision a of section 19-516 of the
16 administrative code of the city of New York, the section heading as
17 amended by local law number 115 of the city of New York for the year
18 1993 and subdivision a as amended by chapter 9 of the laws of 2012, is
19 amended to read as follows:

20 Acceptance of passengers by for-hire vehicles [~~and commuter vans~~].
21 [~~a.~~] For-hire vehicles that do not possess a valid HAIL license may
22 accept passengers only on the basis of telephone contract or prearrange-
23 ment. The commission or successor agency may establish such disciplinary
24 actions as it deems appropriate for failure to abide by the provisions
25 of this chapter.

26 § 4. Subdivision b of section 19-516 of the administrative code of the
27 city of New York is REPEALED.

28 § 5. This act shall take effect immediately.