

STATE OF NEW YORK

5536--C

2019-2020 Regular Sessions

IN SENATE

May 6, 2019

Introduced by Sens. BRESLIN, CARLUCCI, KRUEGER -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to the identification of transportation network company drivers and vehicles

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

1 Section 1. Subdivision 5 of section 1692 of the vehicle and traffic
2 law, as added by section 2 of part AAA of chapter 59 of the laws of
3 2017, is amended to read as follows:

4 5. A TNC's digital network shall display a picture of the TNC driver,
5 and provide the make, model, color and license plate number of the TNC
6 vehicle utilized for providing the TNC prearranged trip before the
7 passenger enters the TNC vehicle. The digital network shall also enable
8 the passenger to scan, with the passenger's mobile device, the TNC vehi-
9 cle's machine-readable code or image required by section sixteen hundred
10 ninety-six of this article, prior to entering the TNC vehicle and prior
11 to the release of payment, in order to confirm that the TNC vehicle is
12 the one authorized for the passenger's TNC prearranged trip.

13 § 2. Paragraph (c) of subdivision 1 and subdivision 5 of section 1696
14 of the vehicle and traffic law, as added by section 2 of part AAA of
15 chapter 59 of the laws of 2017, are amended and a new subdivision 6 is
16 added to read as follows:

17 (c) Upon review of all information received and retained by the TNC
18 and upon verifying that the individual is not disqualified pursuant to
19 this section from receiving a TNC driver permit, a TNC may issue a TNC
20 driver permit to the applicant. The TNC shall review all information

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

LBD11064-07-9

1 received relating to such applicant and hold such information for six
2 years along with a certification that such applicant qualifies to
3 receive a TNC driver permit. A TNC shall issue a TNC driver identifica-
4 tion card, in a form prescribed and approved by the commissioner, to
5 each individual who qualifies to receive a TNC driver permit pursuant to
6 this article. Such TNC driver identification card shall, at a minimum,
7 include the name and photograph of the TNC driver and the license plate
8 number of the TNC vehicle utilized for providing the TNC prearranged
9 trip by such TNC driver, and shall be posted within such TNC vehicle in
10 a manner that is legible, clear and conspicuous to passengers in all
11 seating positions of such TNC vehicles.

12 5. The department shall promulgate regulations to ensure that each TNC
13 vehicle is easily identified as such and that the TNC for which the TNC
14 driver is providing the TNC service or TNC prearranged trip is distin-
15 guishable. Such marking shall be in such form as is approved by the
16 commissioner, which shall at a minimum include an illuminated sign indi-
17 cating the TNC for which the TNC driver is providing the TNC service or
18 TNC prearranged trip, and shall be attached, affixed or displayed in
19 such manner as he or she may prescribe by regulation.

20 6. The department shall promulgate regulations to require each TNC to
21 provide each TNC driver with a machine-readable code or image, and to
22 require such machine-readable code or image to be displayed on the
23 outside of each TNC vehicle. Such machine-readable code or image shall
24 be designed to allow the passenger to confirm, prior to entering a TNC
25 vehicle, that such TNC vehicle is the authorized TNC vehicle for the
26 passenger's TNC prearranged trip, using the TNC's digital network as
27 provided by subdivision five of section sixteen hundred ninety-two of
28 this article.

29 § 3. Section 1691 of the vehicle and traffic law is amended by adding
30 a new subdivision 8 to read as follows:

31 8. "Machine-readable code or image" means an optical label containing
32 information in a form legible and comprehensible through the use of
33 mechanical or computing devices, including portable electronic devices
34 and mobile telephones with built-in cameras and computing capability.

35 § 4. This act shall take effect on the one hundred eightieth day after
36 it shall have become a law. Effective immediately, the addition, amend-
37 ment and/or repeal of any rule or regulation necessary for the implemen-
38 tation of this act on its effective date are authorized to be made and
39 completed on or before such effective date.