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:

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

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

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

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

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

5. The department shall promulgate regulations to ensure that each TNC vehicle is easily identified as such and that the TNC for which the TNC driver is providing the TNC service or TNC prearranged trip is distinguishable. Such marking shall be in such form as is approved by the commissioner, **which shall at a minimum include an illuminated sign indicating the TNC for which the TNC driver is providing the TNC service or TNC prearranged trip,** and shall be attached, affixed or displayed in such manner as he or she may prescribe by regulation.

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

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

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

§ 4. This act shall take effect on the one hundred eightieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.