

# STATE OF NEW YORK

3135

2021-2022 Regular Sessions

## IN ASSEMBLY

January 22, 2021

Introduced by M. of A. FAHY, EPSTEIN, PAULIN, SIMON, GRIFFIN -- read once and referred to the Committee on Transportation

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  
21 received relating to such applicant and hold such information for six  
22 years along with a certification that such applicant qualifies to  
23 receive a TNC driver permit. A TNC shall issue a TNC driver identifica-  
24 tion card, in a form prescribed and approved by the commissioner, to  
25 each individual who qualifies to receive a TNC driver permit pursuant to

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

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1 this article. Such TNC driver identification card shall, at a minimum,  
2 include the name and photograph of the TNC driver and the license plate  
3 number of the TNC vehicle utilized for providing the TNC prearranged  
4 trip by such TNC driver, and shall be posted within such TNC vehicle in  
5 a manner that is legible, clear and conspicuous to passengers in all  
6 seating positions of such TNC vehicles.

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

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

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

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

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