

STATE OF NEW YORK

2653--A

2023-2024 Regular Sessions

IN ASSEMBLY

January 26, 2023

Introduced by M. of A. ANDERSON, HYNDMAN, WEPRIN, FORREST, CUNNINGHAM, COOK, GIBBS, SOLAGES, DAVILA, WALKER, REYES, BICHOTTE HERMELYN, JACKSON, SEPTIMO, KIM, CHANDLER-WATERMAN, DARLING, DICKENS, MEEKS, ALVAREZ, TAPIA, ARDILA, TAYLOR, EPSTEIN, BURGOS, CRUZ, BEEPHAN, DE LOS SANTOS, ZINERMAN, CARROLL, COLTON, SEAWRIGHT, MAHER, OTIS, FITZPATRICK, HEVESI -- Multi-Sponsored by -- M. of A. BROOK-KRASNY, J. A. GIGLIO -- read once and referred to the Committee on Cities -- recommitted to the Committee on Cities in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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 amended by local law number 37 of the city
3 of New York for the year 2019, 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~~] twenty-four
6 passengers or such greater capacity as the commission may establish by
7 rule and carrying passengers for hire in the city duly licensed as a
8 commuter van by the commission [~~and not permitted to accept hails from~~
9 ~~prospective passengers in the street~~]. For purposes of the provisions of
10 this chapter relating to prohibitions against the operation of an unau-
11 thorized commuter van service or an unlicensed commuter van, the
12 enforcement of such prohibitions and the imposition of penalties for
13 violations of such prohibitions and to the seizure and forfeiture of
14 commuter vans, the term shall also include any common carrier of passen-
15 gers by motor vehicle not subject to licensure as a taxicab, for-hire

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

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1 vehicle, or wheelchair accessible van and not operating as a public or
2 private bus transit service operated pursuant to a contract with the
3 city, any county within the state of New York, the state of New York or
4 any other state or local government that follows the applicable procure-
5 ment rules and regulations of such jurisdiction regardless of the seat-
6 ing capacity of any such vehicle. The commission shall submit to the
7 council the text of any proposed rule relating to the maximum capacity
8 of commuter vans at the time such proposed rule is published in the City
9 Record.

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

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

27 § 3. The section heading of section 19-516 of the administrative code
28 of the city of New York, as amended by local law number 115 of the city
29 of New York for the year 1993, is amended to read as follows:

30 Acceptance of passengers by for-hire vehicles [~~and commuter vans~~].

31 § 4. Subdivision b of section 19-516 of the administrative code of the
32 city of New York is REPEALED and a new subdivision b is added to read as
33 follows:

34 b. Commuter vans duly licensed by the commission to carry passengers
35 for hire are authorized to accept hails from prospective passengers in
36 the streets of the city of New York, provided that such authori-
37 zation shall prohibit the pick up of passengers by street hail at
38 airports and by street hail or pre-arranged call in Manhattan south of
39 east ninety-sixth street and south of west one hundred tenth street,
40 or in such area as the commission shall by rule prohibit.

41 § 5. This act shall take effect immediately.