

# STATE OF NEW YORK

6670--A

2023-2024 Regular Sessions

## IN SENATE

May 4, 2023

Introduced by Sen. SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommended to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT establishing the "COVID-19 livery vehicle recovery act"

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "COVID-19 livery vehicle recovery act".  
3 § 2. Notwithstanding any local law to the contrary, any entity issuing  
4 for-hire vehicle licenses shall, for a minimum of one year upon the  
5 effective date of this act, allow for the renewal of livery vehicle  
6 licenses which expired during the COVID-19 pandemic, under the same  
7 vehicle type requirement that existed at the time of expiration unless  
8 the livery vehicle owner opts to renew at the current requirement. Such  
9 livery vehicle licenses restored pursuant to this act may not transfer  
10 their base affiliation to individuals, partnerships, limited liability  
11 companies, business corporations, sole proprietorships, or any combina-  
12 tion of one or more such entities operating under, or in affiliation  
13 with, one brand or trade name or a common brand, trade, business or  
14 operating name, that offers, facilitates, or otherwise connects passen-  
15 gers to for-hire vehicles by prearrangement in the city of New York,  
16 utilizing software that allows a passenger or prospective passenger to  
17 arrange for transportation using a passenger-facing booking tool,  
18 including a smartphone or other electronic device, and that dispatches,  
19 or facilitates the dispatching of, 10,000 or more trips in such city in  
20 one day. Livery vehicle owners seeking a renewal of an expired license  
21 during this open window shall not be penalized, such as through addi-  
22 tional charges or fees. Provided further that, notwithstanding the  
23 livery vehicle licenses restored pursuant to this act, this act shall

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

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1 not otherwise affect the ability of the entity issuing for-hire vehicle  
2 licenses from setting or regulating the number of for-hire vehicle  
3 licenses, nor shall it impair such entity's ability to enter into agree-  
4 ments with for-hire vehicles, including liveries, to transition to  
5 hybrid or zero-emission vehicles by 2030.

6 § 3. For the purposes of this act, the COVID-19 pandemic is deemed to  
7 have begun upon the issuance of Executive Order 202 on March 7, 2020,  
8 and is deemed to have ended upon the expiration of Executive Order 11  
9 after September 12, 2022.

10 § 4. For purposes of this act, "for-hire vehicle", "owner", "livery"  
11 and "vehicle license" shall mean the same as defined by local law or  
12 regulation.

13 § 5. This act shall take effect on the sixtieth day after it shall  
14 have become a law.