



**INDUSTRY NOTICE #11-34
For Immediate Release**

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David Yassky
Commissioner

NEW GUIDELINES AND TIME BANS

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In July of 2011 the New York City Taxi and Limousine Commission passed rules which created additional guidelines and time bans based upon a prospective applicant's prior history. These new rules are intended to provide the prospective applicant, someone seeking to obtain a TLC-issued driver/operator license, with advance information if an application will be rejected when submitted based upon a prospective applicant's history.

The new rules include one (1), two (2) and three (3) year application bans based upon an applicant's TLC and DMV history. The Bans are listed below:

1 YEAR BANS

- More than (3) traffic accidents within a single year. The one (1) year ban will start from the date of the last accident.
- The traffic infraction of unlicensed operation of a motor vehicle.
- A prior TLC application was denied because you were found not fit to hold a TLC license. The one (1) year ban will start from the date the prior application was denied
- Illegal use of drugs, where your drug test result was unchallenged or unsuccessfully challenged. The one (1) year ban will start from the date of the failed drug test.

2 YEAR BANS

- Any act constituting for-hire operation of a motor vehicle without a valid TLC license, except for the traffic infraction of unlicensed operation.
- Conviction of six (6) or more violations while holding any license or licenses issued by the Commission. The two (2) year ban will start from the date of the last violation.

3 YEAR BANS

- Any act, as prohibited by TLC Rules, of driving a TLC licensed vehicle while impaired by intoxicating liquor (regardless of its alcoholic content) or drugs.



- Any act, as prohibited by TLC Rules, of bribery, fraud, material misrepresentation, theft, threat against a person, harassment, abuse, or use of physical force.
- Any act, as prohibited by TLC Rules, involving possession of a weapon in a vehicle licensed by TLC.
- Revocation of a prior TLC license. If the license was revoked, the three (3) year ban will start from the date of the revocation.
- Surrender while TLC license revocation charges were pending. If a prior license was surrendered before the expiration date, the three (3) year ban will start from the date it was surrendered.
- License expiration while license revocation charges were pending. If a prior license expired while license revocation charges were pending, the three (3) year ban will start from the date the license expired.

An Application Can Also be denied for the Following Reasons:

- Mistake, Omission or Misrepresentation in the Application. If the Application includes any material mistake, omission, misrepresentation or if the Applicant fails to inform the Chairperson of any material change in the Application.
- Eligible for Critical Driver Penalty. If Applicant accumulated 6 or more points within 15 months prior to and including the most recent DMV point violation, the Applicant would, if licensed, be subject to license suspension or revocation under the Critical Driver Program; therefore, the application will be denied
- Pending Criminal Charges. The Chairperson will defer consideration of an Application if the Applicant has criminal charges pending. If the charges are not resolved within 90 days after the submission of the Application, the Application will be denied.

The TLC modified its existing application to include a new cover sheet that an applicant must sign, acknowledging their understanding of the above Bans, and began accepting only that application on November 14th, 2011. This was done to allow time for applicants and businesses to become familiar with the new application form and application bans prior to the implementation of the new rules.

The full implementation of these rules is scheduled to go live on Tuesday January 3, 2012 at which time the TLC will begin enforcing the bans and requirements detailed in this notice.