

NEW YORK CITY TAXI AND LIMOUSINE COMMISSION

Notice of Promulgation of Rules

Notice is hereby given in accordance with section 1043(b) of the New York City Charter (“Charter”) that the Taxi and Limousine Commission (“TLC”) is promulgating amendments to its rules to increase the credit card surcharge that can be charged for leases of taxicab medallions.

These rules are promulgated pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York.

These rules were published on March 21, 2014, for public comment in the City Record. On May 15, 2014, a public hearing was held by the TLC at its offices at 33 Beaver Street, 19th Floor, New York, New York, 10004 and the rules were adopted by the Commission at that public meeting. Pursuant to section 1043(e)(1)(c) of the Charter, these rules will go into effect 30 days following publication in the City Record.

Statement of Basis and Purpose of Rule

In accordance with TLC Rule 58-21(c)(5)(xi)D, the TLC amends its rules to increase the credit card surcharge chargeable to lessors of taxicab medallions by an equivalent of \$1 per shift. This change is being made because credit card usage has continued to increase and the formula for recalculating the surcharge contained in TLC Rule 58-21(c)(5)(xi)D indicates that an increase in the surcharge of \$1 per shift is warranted.

The Commission’s authority for this rule change is found in section 2303 of the New York City Charter and section 19-503 of the New York City Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

Section 1. Items A, B and C of subparagraph (5) of paragraph (xi) of subdivision (c) of section 58-21 of Title 35 of the Rules of the City of New York are amended to read as follows:

(xi) Credit Card Processing Surcharge for Leases entered into pursuant to 58-21(c)(1), 58-21(c)(2), 58-21(c)(3), or 58-21(c)(4) of these Rules:

- A. For daily leases under 58-21(c)(1) and 58-21(c)(2), an Owner of a Taxicab can charge a \$[10]11 surcharge per shift for credit card processing.
- B. For weekly leases under 58-21(c)(1) and 58-21(c)(2), an Owner of a Taxicab can charge a \$[60]66 surcharge per week for credit card processing.
- C. For leases under 58-21(c)(3) and 58-21(c)(4), an Owner of a Taxicab can charge a \$[120]132 surcharge per week for credit card processing.