

EXECUTIVE ORDER No. 104

PROCLAMATION OF A STATE OF EMERGENCY

SEPTEMBER 4, 2007

WHEREAS, taxicab drivers have threatened to engage in a strike beginning on or around September 5, 2007 which may cause disruption to the City's transportation system; and

WHEREAS, such a strike may lead to a risk of blocked streets and ground transportation arteries to the detriment of public safety; and

WHEREAS, the disruption of the City's transportation system resulting from such strike may endanger the lives and health of the City's residents, commuters and visitors and impair the ability to gain access to routine medical care, may cause loss of revenue for businesses in the City, and loss of revenues and increased expenditures by the City; and

WHEREAS, these circumstances constitute an imminent peril to the public health and safety requiring the adoption of emergency measures; and

WHEREAS, Executive Law § 24 authorizes the Mayor to promulgate local emergency orders upon a finding that the public safety is imperiled by the event of a public emergency or in the event of reasonable apprehension of immediate danger thereof, to protect life and property and to bring an emergency situation under control; and

NOW, THEREFORE, by the power vested in me as Mayor of the City of New York, it is hereby ordered:

Section 1. State of Emergency. A state of emergency is hereby declared to exist within the City of New York.

§ 2. Taxi and for-hire vehicle provisions. The following provisions of this emergency order shall apply to vehicles licensed by the New York City Taxi and Limousine Commission ("TLC"):

a. The Chair of the TLC (“the Chair”) is authorized to determine that a strike has commenced. Upon making such determination, the Chair is authorized, for the duration of the emergency, to:

(1) implement, any of the actions enumerated in this section as the Chair determines necessary. Any such actions may be modified, continued, or discontinued as the Chair determines necessary;

(2) establish group ride locations and establish per person or per trip rates of fare for trips in taxicabs licensed by the TLC originating in such locations. The Chair may determine whether drivers and/or passengers shall have the option or shall be required to offer or accept group rides;

(3) permit sharing of rides in all taxicabs, either with or without the passenger’s consent as the Chair directs, and to set rates of fares, and, if appropriate, fare zones, for all taxicabs;

(4) permit all for-hire vehicles licensed by the TLC to pick up passengers with or without pre-arrangement (“street hails”);

(5) permit sharing of rides, either with or without the passenger’s consent, as the Chair directs, in all for-hire vehicles licensed by the TLC, and set rates of fares, and, if appropriate, fare zones, for all such for-hire vehicles. In such event, all drivers of for-hire vehicles licensed by the TLC shall display their TLC operator’s license and the name of the affiliated base or authority inside the vehicle in a manner that is easily visible or accessible to the passengers; and

(6) permit all commuter vans licensed as such by the TLC to operate outside of the geographical area set forth in their operation authorization.

b. No TLC-licensed driver shall charge or permit the charging of any passenger a fare in excess of the authorized rate of fare for any trip.

§ 3. This Order shall take effect at 5:00 a.m. on September 5, 2007, and shall stay in effect for five days thereafter, unless it is terminated earlier.

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Michael R. Bloomberg  
Mayor