

NEW YORK CITY TAXI AND LIMOUSINE COMMISSION

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Taxi and Limousine Commission (TLC) is considering amending its rules to streamline renewal compliance deadlines; eliminate probationary licenses for drivers of for Taxicabs and For-Hire Vehicles; lengthen license periods from two to three years for all types of driver licenses; change specifications for driver protection markings; remove the option of paying fines and settlements in cash; require all license applicants to provide an e-mail address; and require all applicants whose driver's license have been issued in other states to provide an abstract of their driving record from the other state.

When and where is the Hearing? The Commission will hold a public hearing, at which the public and interested parties are invited to submit comments and testimony on the proposed rules, at 10:00 a.m. on January 21, 2016. This hearing will be held in the Commission's public hearing room at 33 Beaver Street, New York, New York on the 19th Floor.

How do I comment on the proposed rules? Anyone can comment on the proposed rules by:

- **Mail.** You can mail written comments to the Taxi and Limousine Commission, Office of Legal Affairs, 33 Beaver Street – 22nd Floor, New York, New York 10004.
- **Fax.** You can fax written comments to the Taxi and Limousine Commission, Office of Legal Affairs, at 212-676-1102.
- **Email.** You can email written comments to tlcrules@tlc.nyc.gov.
- **Website.** You can submit comments to the Taxi and Limousine Commission through the NYC rules Web site at www.nyc.gov/nycrules.
- **By Speaking at the Hearings.** Anyone who wants to comment on the proposed rule at the public hearings must sign up to speak. You can sign up before either hearing by calling 212-676-1135. You can also sign up in the hearing room before the session begins on January 21, 2016. You can speak for up to three minutes.

Is there a deadline to submit written comments? Yes, you must submit written comments by January 20, 2016.

Do you need assistance to participate in the Hearings? You must tell the Office of Legal Affairs if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 212-676-1135. You must tell us by January 14, 2016.

Can I review the comments made on the proposed rules? A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at the Office of Legal Affairs.

What authorizes the Commission to make this rule? Sections 1043 and 2303 of the City Charter and section 19-503 of the City Administrative Code authorize the Commission to make these proposed rules. These proposed rules were not included in the Commission's regulatory agenda for this Fiscal Year because the need for these rules was not contemplated when the Commission published the agenda.

Where can I find the Commission's rules? The Commission's rules are in title 35 of the Rules of the City of New York.

What rules govern the rulemaking process? The Commission must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043(b) of the City Charter.

STATEMENT OF BASIS AND PURPOSE OF RULES

The TLC is amending its rules to streamline renewal compliance deadlines for drivers of Taxicabs and For-Hire Vehicle, lengthen license periods from two to three years for all types of driver licenses, eliminate probationary licenses for drivers of Taxicabs and For-Hire Vehicles, change specifications for driver protection markings, remove the option of paying fines and settlements in cash, require all license applicants to provide an e-mail address, and require all applicants whose driver's license have been issued in other states to provide an abstract of their driving record from the other state. Together, these rule changes will reduce significantly the regulatory burden on taxi drivers.

Streamlining Renewal Compliance Deadlines for Driver Licenses

In addition to continuous DMV and criminal record monitoring and annual drug testing, each time a driver is up for a license renewal there are several requirements he or she must satisfy and TLC must review to ensure that the driver is fit to remain licensed. To allow drivers sufficient time to satisfy these renewal requirements, the TLC mails the renewal application package to licensees 90 to 120 days prior to the expiration date of the license.

While drivers can complete some requirements shortly after receiving the renewal application, others cannot be completed until the driver is no more than 30 or 60 days away from his or her license expiration date. In particular, the short 30-day window for some requirements makes it harder for drivers to complete all requirements on time and for TLC to review the completed application and return a renewal license to the driver before the license expires.

The proposed rule creates a uniform 90-day window for completing all renewal requirements. Drivers have frequently and specifically requested that the TLC align the time periods of these requirements, and the TLC believes this streamlined compliance deadline process will better enable renewing applicants to meet their driver license renewal deadlines

Streamlining and Extending the Driver License Cycle

Currently, qualified Drivers of Taxicabs and For-Hire Vehicles are first issued one-year probationary licenses and thereafter are issued two-year licenses. Drivers of Paratransits and Commuter Vans do not receive one-year probationary licenses and are issued two-year licenses at initial licensure. The Administrative Code of the City of New York (Administrative Code), §19-505(g) states that driver licenses may be issued for terms up to three years.

These proposed rules create a standard three-year license term for all drivers. The TLC believes that increasing the license term from two to three years will result in greater convenience for drivers because they would need to go through the steps associated with renewing a license less frequently. The three-year term also aligns the renewal process with the defensive driving course requirement, which drivers must satisfy every three years..

Eliminating Probationary Licenses for Drivers

Upon reviewing the probationary license program, TLC concluded that it is of limited utility relative to the administrative burdens it imposes on drivers and TLC. For example, in July 2015 TLC reviewed renewal applications from 6,062 probationary licensees and only one was disqualified from renewal based on probationary license criteria. In the first eleven months of 2015, only 65 probationary licensees—of the tens of thousands reviewed—were not renewed based on the probationary license review criteria.

Since TLC has many other programs in place that continually monitor licensees and ensure they remain fit for licensure, the probationary period is unnecessary. These programs include: (1) ongoing DMV record and serious crash monitoring (which trigger license suspensions and revocations under the Critical Driver program and other local laws); (2) TLC violation monitoring (which triggers license suspensions and revocations under the Persistent Violator program);, (3) criminal record monitoring through the New York State Division of Criminal Justice (which triggers a Fitness Review process); and (4) annual drug testing. In addition, any action, including but not limited to many specifically listed in TLC's Rules, that calls into question a driver's ability to safely interact with the public prompts a Fitness Hearing that can result in revocation of the driver's license. The TLC has and will continue to monitor licensee behavior and to remove unsafe drivers from the road through all available means. Whether a driver has been on the road for two months or twenty years, if the driver does not meet TLC's standards, TLC has the necessary tools to suspend or revoke the license and prevent the driver from transporting the public.

Protecting Licensed Drivers

On October 22, 2014, the City Council passed Local Law 55 of 2014, otherwise known as the Driver Protection Act, which requires that signs be placed in the rear compartments of taxicabs and for hire-vehicles informing passengers of penalties for assaulting drivers. This law was designed to address the unfortunate reality that driving a taxi or livery vehicle can be dangerous work. Mayor de Blasio signed the bill on November 5, 2014, and it went into effect on May 4, 2015.

To comply with this law, the TLC amended its rules on March 19, 2015 so that each licensed vehicle, except for black cars and luxury limousines, is required to display a mandatory "Taxi and Livery Driver Protection" sticker in its rear passenger compartment. The stickers inform passengers that assaulting a driver is punishable by up to 25 years in prison.

This proposed rule will alter the dimensions and design of these stickers to make them more noticeable, and will provide for an optional sticker designed that may be placed outside of the vehicle to further communicate that TLC-licensed drivers are protected by the law.

Removing the Option of Paying in Cash

In order to streamline TLC operations and help reduce wait times at TLC's facilities, the proposed rules will remove the option of paying fines and settlements in cash. The TLC

currently accepts payment in cash for fines and settlements. With many other payment options available, including online payment by credit/debit card and e-check and in-person payment by credit cards, PIN-less debit cards, bank or certified checks, and corporate checks, the TLC believes it is feasible to eliminate the exposure to drivers and employees associated with cash payment and transition to an entirely cashless payment system.

Requiring All License Applicants to Provide an E-mail Address The proposed rule requires that all vehicle and driver license applicants, including renewal applicants, file an e-mail address with the TLC. Only FHV vehicle owners are currently required to provide an e-mail address. Requiring all licensees to file e-mail addresses with the TLC will ensure additional means of contacting licensees are available to TLC, enabling better and easier communication of important licensing information.

Out of State Driver's License Abstracts

Finally, the proposed rule will require all TLC driver license applicants that possess a driver's license issued by a state other than New York to submit an abstract of his or her driving record from his or her state of residence. This is currently required of all Taxi Driver license applicants and the rule will extend that requirement to all driver license applicants to ensure that all TLC licensed drivers, not just those driving taxis, have a history of safe driving prior to TLC licensure.

These rules are authorized by Section 2303 of the Charter and Sections 19-503 of the Administrative Code.

New material is underlined.

[Material inside brackets indicates deleted material.]

Section 1. Subdivision (a) and paragraphs (1) and (4) of subdivision (b) of section 52-40 of Title 35 of the Rules of the City of New York are amended to read as follows:

§52-40 Form of Payment

(a) *In general.* A Person or entity can make a payment to the Commission by money order, bank check, certified check, credit card, debit card, e-check, PIN-less debit card (in person) or corporate check

(b) *Exceptions.*

(1) *Fines.* Payment of a fine must be made in the form of either:

(i) [cash,]

[(ii)] credit card, debit card or PIN-less debit card in person,

[(iii)]ii) certified check, or

[(iv)]iii) United States Postal Service money order.

[(4) *Bond for seized vehicles.* Payment which is the posting a bond to release a vehicle seized for possible unlicensed activity must be made in the form of either:

- (i) cash,
- (ii) bank check,
- (iii) certified check, or
- (iv) money order.]

Section 2. Subdivision (d) and paragraph 3 of subdivision (k) of Section 54-04 of Title 35 of the Rules of the City of New York are amended to read as follows:

§54-04 Licensing – Requirements

(d) *Summary of Driving Record.* An Applicant whose driver’s license has been issued by a state other than New York must provide the Commission with an abstract of his or her driving record from the Applicant’s state of residence, dated no more than [30] 90 days prior to the date of the Application.

(k) *Training.* The Commission requires that Applicants complete the required courses and pass all prescribed tests, both oral and written, as administered by the Commission or at its direction.

(3) *Authorized License Renewal Course.* Applicants for a renewal Taxicab Driver’s License must complete the Authorized License Renewal Course within [60] 90 days prior to the renewal application date.

Section 3. Subdivision (n) of section 54-04 of Title 35 of the Rules of the City of New York is amended to read as follows:

(n) *Address.* An Applicant must give the Commission the Applicant’s current Mailing Address and a current and valid E-mail Address.

Section 4. Section 54-05 of Title 35 of the Rules of the City of New York, relating to the issuance of probationary licenses for Taxicab Drivers, is **REPEALED**.

Section 5. Subdivisions (a), (b) and (d) of section 54-06 of the Rules of the City of New York are amended to read as follows:

§54-06 Licensing – Term of License

(a) *[(New)(Probationary)] License Term.* A License issued to a new Applicant will expire [one year] three years from the date the License was issued.

(b) *Renewal License Term.* A License issued to a renewing Applicant will expire [two] three years from the date on which the previous License expires.

(d) *Advancement.* If a Licensee will not be available for drug testing during the [30] 90 days before his or her License is scheduled to expire, the Licensee can ask the Commission to move and reset the License expiration to an earlier date, provided that:

(1) [A Licensee in the second year of his or her License has satisfactorily completed the required drug test for Licensees in the first year.]

[(2)] A Licensee makes only one such request during the term of a License.

[(3)]2) The request is complete and accurate and submitted on the proper Commission form

[(4)] The term of the renewal License is two years from the NEW expiration date.]

Section 6. Subparagraph (iii) of paragraph (2) of subdivision (c) of section 54-14 of Title 35 of the Rules of the City of New York is amended, subparagraph (iv) is renumbered as subparagraph (v) and amended, and a new subparagraph (iv) is added, to read as follows:

§54-14 Operations – Passenger and Driver Safety

(c) *Drug Testing.*

(2) Annual Drug Testing.

(iii) For Drivers in the first year of a [two] three -year License, the testing must occur no sooner than [30] 90 days before the one-year anniversary date of the License, and not after the one-year anniversary date.

§54-14(c)(2)(iii)	Fine: Summary Suspension until compliance. \$200 if compliance is more than 30 days after the deadline	Appearance NOT REQUIRED
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(iv) For Drivers in the second year of a three-year License, the testing must occur no sooner than 90 days before the second-year anniversary date of the License, and not after the second-year anniversary date.

<u>§54-14(c)(2)(iv)</u>	<u>Fine: Summary Suspension until compliance. \$200 if compliance is more than 30 days after the deadline</u>	<u>Appearance NOT REQUIRED</u>
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[(iv)]v) For Drivers in the [second] third year of a [two] three -year

License, the annual drug testing must occur no sooner than [30] 90 days before the License expiration date, and in no case after the expiration date.

§54-14(c)(2)([iv]v)	If the Driver fails to be tested within this time period, his or her License will expire and will not be renewed	Appearance NOT REQUIRED
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Section 7. Paragraph 3 of subdivision (j) of Section 55-04 of Title 35 of the Rules of the City of New York is amended and a new subdivision (p) is added, to read as follows:

§55-04 Licensing – Requirements

(j) **Training.** The Commission requires that Applicants for a License complete the required courses, provided however, that beginning on and after the effective date of this rule, and until a date to be posted by the Chairperson on the Commission’s Web site, new Applicants will not be required to complete Authorized Driver Education Training at the time of licensure and will be issued a License conditioned on completing such course at such time as the course is available. On or after a date to be set by the Chairperson and posted on the Commission’s Web site at least 60 days prior to such date: (1) conditional Licensees must complete Authorized Driver Education Training and pass prescribed tests within 90 days as a condition of continued Licensure, and (2) Applicants must complete all required courses and pass prescribed tests as administered by the Commission or at its direction in order to obtain a License.

(3) **Authorized License Renewal Course.** An Applicant for a renewal License must complete the Authorized License Renewal Course within [60] 90 days prior to the renewal application date.

(p) *Summary of Driving Record.* An Applicant whose driver’s license has been issued by a state other than New York must provide the Commission with an abstract of his or her driving record from the Applicant’s state of residence, dated no more than 90 days prior to the date of the Application.

Section 8. Subdivision (l) of Section 55-04 of Title 35 of the Rules of the City of New York is amended to read as follows:

(l) **Address.** An Applicant must give the Commission the Applicant’s current Mailing Address and a current and valid E-mail Address.

Section 9. Section 55-05 of Title 35 of the Rules of the City of New York, relating to the issuance of probationary licenses for drivers of For-Hire Vehicles, is REPEALED.

Section 10. Subdivisions (a), (b) and (d) of Section 55-06 of the Rules of the City of New York are amended to read as follows:

§55-06 Licensing – Term of License

- (a) *New License.* A new License will be issued [as a Probationary License] with a term of [one year] three years.
- (b) *Renewal License.* A License issued to a renewing Applicant will expire [two] three years from the date on which the previous License expired.
- (d) *Advancement.* If a Licensee will not be available for drug testing during the [30] 90 days before his or her License expires (or will be unavailable for any other reason), the Licensee may ask the Commission to move and reset the License expiration to an earlier date provided that:
 - (1) [A Licensee is in the second year of his or her License and has satisfactorily completed the required drug test for Licensees in the first year.]
 - [(2)] Licensees make only one such request during the term of a License.
 - [(3)] The request is complete and accurate and submitted on the proper Commission form
 - [(4)] The expiration date on a License that has had its original expiration date advanced to an earlier date at the request of the Licensee will be two years from the new expiration date granted by the Commission.]

Section 11. Paragraph (2) of subdivision (d) of section 55-14 of Title 35 of the Rules of the City of New York is amended, paragraph (3) is renumbered as paragraph (4) and amended, and a new paragraph (3) is added, to read as follows:

§55-14 Operations – Passenger and Driver Safety

- (d) *Annual Drug Testing.*
 - (2) For Drivers in the first year of a [two] three-year License, the testing must occur no sooner than [30] 90 days before the one-year anniversary date of the License, and no later than the one-year anniversary date. The License of a Driver who does not timely submit to drug testing will be summarily suspended.

§55-14(d)(1)&(2)	Fine: <u>Summary</u> Suspension until compliance. \$200 if compliance is more than 30 days after the deadline	Appearance NOT REQUIRED
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(3) For Drivers in the second year of a three-year License, the testing must occur no sooner than 90 days before the second-year anniversary date of the License, and not after the second-year anniversary date.

§55-14(d)(3)	<u>Fine: Summary Suspension until compliance. \$200 if compliance is more than 30 days after the deadline</u>	<u>Appearance NOT REQUIRED</u>
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([3]4) For Drivers in the [second] third year of a [two] three-year License, the testing must occur no sooner than [30] 90 days before the License expiration date, and in no case after the expiration date.

§55-14(d)([3]4)	If the Driver fails to be tested within this time period, his or her License will expire and will not be renewed	Appearance NOT REQUIRED
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Section 12. Subdivision (o) of section 56-04 of Title 35 of the Rules of the City of New York is amended and a new subdivision (q) is added, to read as follows:

(o) *Address.* An Applicant must give the Commission the Applicant’s current Mailing Address and a current and valid E-mail Address.

(q) *Summary of Driving Record.* An Applicant whose driver’s license has been issued by a state other than New York must provide the Commission with an abstract of his or her driving record from the Applicant’s state of residence, dated no more than 90 days prior to the date of the Application.

Section 13. Subdivisions (a) and (b) of section 56-06 of Title 35 of the Rules of the City of New York are amended to read as follows:

§56-06 Licensing – Term of Licenses

(a) *Original (New) License Term.* An original (new) Paratransit Driver’s License will be Valid for [two] three years from the date it is issued.

(b) *Renewal License Term.* A License issued to a renewing Applicant will be Valid for [two] three years from the date that the previous License expired.

Section 14. Subdivision (m) of section 57-04 of Title 35 of the Rules of the City of New York is amended and a new subdivision (o) is added, to read as follows:

(m) *Address.* An Applicant must give the Commission the Applicant’s current Mailing Address and a current and valid E-mail Address.

(o) *Summary of Driving Record.* An Applicant whose driver’s license has been

issued by a state other than New York must provide the Commission with an abstract of his or her driving record from the Applicant’s state of residence, dated no more than 90 days prior to the date of the Application.

Section 15. Subdivisions (a) and (b) of section 57-06 of Title 35 of the Rules of the City of New York are amended to read as follows:

§57-06 Licensing – Terms of Licenses

- (a) Original (new) License Term. An original Commuter Van Driver’s License will be Valid for [two] three years from the date it is issued.
- (b) *Renewal License Term.* A License issued to a renewing Applicant will be Valid for [two] three years from the date that the previous License expired.

Section 16. Subdivision (i) of Section 58-04 of Title 35 of the Rules of the City of New York is amended to read as follows:

§58-04 Licensing – General Requirements

- (i) Current Address and E-mail Address. An Applicant must give the Commission the Applicant’s current Mailing Address and E-mail Address.

Section 17. Paragraph (r) of subdivision (i) of section 58-32 of Title 35 of the Rules of the City of New York is amended, paragraph (s) is relettered as paragraph (t), and a new paragraph (s) is added, to read as follows:

§58-32 Vehicle – Markings & Advertising

- (i) *Marking Specifications for Taxicabs.*

INSCRIPTION*	LOCATION	SIZE
(r) “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The sticker [may] <u>must</u> be obtained pursuant to instructions posted on the Commission website or through other appropriate means announced on its website. (required)	In Taxicabs with a partition, the sticker will be placed above the braille plaque on the partition. In Taxicabs without a partition, the sticker will be placed in a frame on the passenger seat headrest.	[7.000] <u>8.0</u> x [1.000] <u>2.0</u> inches.
(s) <u>“Taxi and Limousine Drivers Are Protected By New York State Law ATTENTION: Assaulting a</u>	<u>On a rear passenger window.</u>	<u>3.5 x 3.5 inches.</u>

<p><u>driver is punishable by up to twenty-five years in prison.” The sticker may be obtained pursuant to instructions posted on the Commission website or through other appropriate means announced on its website. (optional)</u></p>		
<p>(t) The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of each decal. The internal decal will include the language “Induction loop installed. Switch hearing aid to T-coil.”</p>	<p>The decal will be placed on the outside of each OTV on the B-pillar and on the inside of each OTV rear passenger compartment on the partition in a location plainly visible to passengers. For vehicles that are not OTVs but have Hearing Induction Loop technology, place as directed by the Chairperson.</p>	<p>The exterior B-pillar decal will be 3.0[00] x 3.0[00] inches; the interior passenger compartment decal dimensions will be as issued by the Commission</p>

Section 18. Subdivision (l) of section 59A-29 of Title 35 of the Rules of the City of New York is amended, subdivision (m) is relettered as subdivision (n), and a new subdivision (m) is added, to read as follows:

§59A-29 Vehicles – Markings & Advertising

- (l) *Required Sticker.* Each For Hire-Vehicle must display an internal safety sticker, with the following inscription: “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are [7.000] 8.0 inches wide by [1.000] 2.0 inches high. The sticker must be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

Incorporated into the Livery Bill of Rights.

The provisions of this subdivision do not apply to black cars and luxury limousines.

- (m) *Optional Sticker.* Each For Hire-Vehicle may display an external safety sticker, with the following inscription: “Taxi and Limousine Drivers Are Protected By

New York State Law ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are 3.5 inches wide by 3.5 inches high. The sticker may be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

- (1) On a rear passenger window.
- (n) *Required Decal.* Each For-Hire Vehicle with Hearing Induction Loop capability must display a Hearing Induction Loop Decal. The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of the decal. The decal will include the language “Induction loop installed. Switch hearing aid to T-coil.” The decal will be placed as follows:
 - (1) As directed by the Chairperson.

Section 19. Subdivision (n) of section 59B-29 of Title 35 of the Rules of the City of New York is amended, subdivision (o) is relettered as subdivision (p), and a new subdivision (o) is added, to read as follows:

§59B-29 Vehicles – Markings & Advertising

- (n) *Required Sticker.* Each For Hire-Vehicle must display an internal safety sticker, with the following inscription: “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are [7.000] 8.0 inches wide by [1.000] 2.0 inches high. The sticker must be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:
 - (1) Incorporated into the Livery Bill of Rights.

The provisions of this subdivision do not apply to black cars and luxury limousines.

- (o) *Optional Sticker.* Each For Hire-Vehicle may display an external safety sticker, with the following inscription: “Taxi and Limousine Drivers Are Protected By New York State Law ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are 3.5 inches wide by 3.5 inches high. The sticker may be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:
 - (1) On a rear passenger window.

- (p) *Required Decal.* Each For-Hire Vehicle with Hearing Induction Loop capability must display a Hearing Induction Loop Decal. The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of the decal. The decal will be placed as follows:

- (1) As directed by the Chairperson.

Section 20. Subdivision (a) of section 60A-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

§60A-19 Records – Current Contact Information

- (a) Current Mailing Address and E-mail Address.

(1) A Paratransit Vehicle Owner must have a current E-mail Address at all times.

~~(1)~~ (2) The Mailing Address for a Paratransit Vehicle Owner must be either a designated post office box, or one of the following:

- (i) The home address for an individual Vehicle Owner
- (ii) A partner’s home address for a partnership Licensee
- (iii) The address of the secretary of the corporation for a corporate Licensee.

~~(2)~~ (3) A Paratransit Vehicle Owner must report any change of Mailing Address or E-mail Address to the Commission in person or by mail within ten days.

Section 21. Subdivision (h) of section 60A-28 of Title 35 of the Rules of the City of New York is amended, subdivision (i) is relettered as subdivision (j), and a new subdivision (i) is added, to read as follows:

§60A-28 Vehicle – Markings and Advertising

- (h) *Required Sticker.* Each Paratransit Vehicle must display an internal safety sticker, with the following inscription: “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are [7.000] 8.0 inches wide by [1.000] 2.0 inches high. The sticker must be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

- (1) In a frame on the passenger seat headrest.

- (i) *Optional Sticker.* Each Paratransit Vehicle may display an external safety sticker, with the following inscription: “Taxi and Limousine Drivers Are Protected By

New York State Law ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are 3.5 inches wide by 3.5 inches high. The sticker may be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

(1) Exterior, on a door or a side window.

- (j) *Required Decal.* Each Paratransit Vehicle with Hearing Induction Loop capability must display a Hearing Induction Loop Decal. The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of the decal. The decal will be placed as follows:

(1) As directed by the Chairperson.

Section 22. Subdivision (g) of section 60B-28 of Title 35 of the Rules of the City of New York is amended, subdivision (h) is relettered as subdivision (i), and a new subdivision (h) is added, to read as follows:

§60B-28 Vehicle – Markings and Advertising

- (g) *Required Sticker.* A Base Owner must ensure that each Vehicle affiliated with the Base displays an internal safety sticker, with the following inscription: “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are [7.000] 8.0 inches wide by [1.000] 2.0 inches high. The sticker must be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

(1) In a frame on the passenger seat headrest.

- (h) *Optional Sticker.* A Base Owner may permit Vehicles affiliated with the Base to display an optional external safety sticker, with the following inscription: “Taxi and Limousine Drivers Are Protected By New York State Law ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are 3.5 inches wide by 3.5 inches high. The sticker may be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

(1) Exterior, on a door or a side window.

- (i) *Required Decal.* Each Paratransit Vehicle with Hearing Induction Loop capability must display a Hearing Induction Loop Decal. The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an

ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of the decal. The decal will be placed as follows:

- (1) As directed by the Chairperson.

Section 23. Subdivision (b) of section 61A-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

§61A-19 Records – Current Contact Information

(b) Mailing Address and E-mail Address.

(1) A Commuter-Van Vehicle Owner must have a current E-mail Address at all times.

(2) A Commuter-Van Vehicle Owner must report any change of Mailing Address or E-mail address to the Commission in person or by mail within ten days.

Section 24. Subdivision (h) of section 61A-27 of Title 35 of the Rules of the City of New York is amended, subdivision (i) is relettered as subdivision (j), and a new subdivision (i) is added, to read as follows:

§61A-27 Vehicles – Markings and Displays

(h) *Required Sticker.* Each Commuter-Van Vehicle must display an internal safety sticker, with the following inscription: “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are [7.000] 8.0 inches wide by [1.000] 2.0 inches high. The sticker must be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

- (1) Incorporated into the Commuter-Van Bill of Rights.

(i) *Optional Sticker.* Each Commuter-Van Vehicle may display an external safety sticker, with the following inscription: “Taxi and Limousine Drivers Are Protected By New York State Law ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are 3.5 inches wide by 3.5 inches high. The sticker may be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

- (1) Exterior, on a door or a side window.

(j) *Required Decal.* Each Commuter-Van Vehicle with Hearing Induction Loop

capability must display a Hearing Induction Loop Decal. The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of the decal. The decal will be placed as follows:

- (1) As directed by the Chairperson.

Section 25. Subdivision (h) of section 61B-27 of Title 35 of the Rules of the City of New York is amended, subdivision (i) is relettered as subdivision (j), and a new subdivision (i) is added, to read as follows:

§61B-27 Vehicles – Markings and Displays

- (h) *Required Sticker.* Each Commuter-Van Vehicle must display an internal safety sticker, with the following inscription: “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are [7.000] 8.0 inches wide by [1.000] 2.0 inches high. The sticker must be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

- (1) Incorporated into the Commuter-Van Bill of Rights.

- (i) *Optional Sticker.* Each Commuter-Van Vehicle may display an external safety sticker, with the following inscription: “Taxi and Limousine Drivers Are Protected By New York State Law ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The dimensions of the sticker are 3.5 inches wide by 3.5 inches high. The sticker may be obtained pursuant to the instructions on the Commission’s website or through other appropriate means announced on the website. The sticker must be placed in the Vehicle as follows:

- (1) Exterior, on a door or a side window.

- (j) *Required Decal.* Each Commuter-Van Vehicle with Hearing Induction Loop capability must display a Hearing Induction Loop Decal. The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of the decal. The decal will be placed as follows:

- (1) As directed by the Chairperson.

Section 26. Paragraph (o) of subdivision (l) of section 82-33(1) of Title 35 of the Rules of the City of New York is amended, paragraph (p) is relettered as paragraph (q), and a new paragraph (p) is added, to read as follows:

§82-33 Vehicle – Markings & Advertising

(l) *Marking Specifications for Street Hail Liveries*

INSCRIPTION*	LOCATION	SIZE
<p>(o) “ATTENTION: Assaulting A Driver Is Punishable By Up to Twenty-Five Years in Prison.” The sticker [may] <u>must</u> be obtained pursuant to instructions posted on the Commission website or through other appropriate means announced on its website. (required)</p>	<p>In Street Hail Livery Vehicles with a partition, the sticker will be placed above the braille plaque on the partition. In Street Hail Livery Vehicles without a partition, the sticker will be placed in a frame on the passenger seat headrest.</p>	<p>[7.000] <u>8.0</u> x [1.000] <u>2.000</u> inches.</p>
<p>(p) <u>“Taxi and Limousine Drivers Are Protected By New York State Law ATTENTION: Assaulting a driver is punishable by up to twenty-five years in prison.”</u> The sticker may be obtained pursuant to instructions posted on the Commission website or through other appropriate means announced on its website. (optional)</p>	<p><u>On a rear passenger window.</u></p>	<p><u>3.5 x 3.5 inches.</u></p>
<p>(q) The decal will feature the International Symbol of Access for Hearing Loss, described as the profile of an ear with a wide diagonal line running from the bottom left to the top right. The symbol contrast shall be light on dark or dark on light. A “T” will be placed in the lower right-hand corner of each decal. The internal decal will include the language “Induction loop installed. Switch hearing aid to T-coil.”</p>	<p>The decal will be placed on the outside of each OTV on the B-pillar and on the inside of each OTV rear passenger compartment on the partition in a location plainly visible to passengers. For vehicles that are not OTVs but have Hearing Induction Loop technology, place as directed by the Chairperson.</p>	<p>The exterior B-pillar decal will be 3.0[00] x 3.0[00] inches; the interior passenger compartment decal dimensions will be as issued by the Commission</p>

**NEW YORK CITY LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, NY 10007
212-356-4028**

**CERTIFICATION PURSUANT TO
CHARTER §1043(d)**

**RULE TITLE: Amendment of Rules Relating to Licensing of Drivers, Vehicle
Equipment and Payment of Fines**

REFERENCE NUMBER: 2015 RG 137

RULEMAKING AGENCY: Taxi and Limousine Commission

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN
2015
Acting Corporation Counsel

Date: December 18,

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS
253 BROADWAY, 10th FLOOR
NEW YORK, NY 10007
212-788-1400**

**CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)**

RULE TITLE: Amendment of Rules Relating to Licensing of Drivers, Vehicle Equipment and Payment of Fines

REFERENCE NUMBER: TLC-28

RULEMAKING AGENCY: TLC

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because a cure period would present a substantial risk to public safety.

/s/ Francisco X. Navarro
Mayor's Office of Operations

December 18, 2015
Date