

2007-Or-__

**AN ORDINANCE
of the
CITY OF
MINNEAPOLIS**

By Samuels

Amending Title 13, Chapter 341 of the Minneapolis Code of Ordinances relating to taxicabs.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That section 341.300 (b) of the above entitled ordinance be amended as follows:

(b) From the effective date of this ordinance until December 1, 2006, the number of licenses currently issued to existing licensed service companies shall not be increased. By December 31, 2007 all licensed service companies in operation in the city on or before November 1, 2006 shall provide documentation to the city that five (5) percent of their operational fleets are wheelchair accessible and an additional five (5) percent are fuel efficient, as determined by the city. By December 31, 2008 all licensed service companies in operation in the city on or before November 1, 2006 shall provide documentation to the city that ten (10) percent of their operational fleets are wheelchair accessible and ten (10) percent are fuel efficient, as determined by the city. By December 31, 2008 all licensed service companies in operation in the city on or before November 1, 2006 shall have a minimum of five (5) licensed taxicabs in their fleets. By December 31 of subsequent years, all licensed service companies in operation in the city on or before November 1 of that year shall provide documentation to the city that an additional ten (10) percent of their operational fleets are fuel efficient, as determined by the city. Wheelchair accessible vehicles are exempt from the fuel efficient standards.

Section 2. That section 341.360 of the above entitled ordinance be amended by deleting subsection (e) as follows:

341.360 Prerequisites to license. Every taxicab driver shall meet and maintain the following requirements in order to hold a taxicab driver's license:

- (a) Possess a valid Minnesota driver's license.
- (b) Be a minimum of eighteen (18) years old.
- (c) Have a demonstrated ability to read, write and speak the English language.

(d) Be clean in dress and person and not addicted to the use of intoxicating liquors or drugs.

~~(e) Be a citizen of the United States, or an alien admitted for permanent residence, or who has otherwise obtained work authorization from the U.S. Immigration and Naturalization Service.~~

~~(e)(f)~~ Possess a current D.O.T. medical card.

~~(f)(g)~~ Shall have no felony convictions in the last five (5) years; shall have no nontraffic gross misdemeanor or misdemeanor convictions in the last three (3) years involving the use or threat of use of force, possession or sale of a controlled substance, prostitution, or indecent conduct. The issuing authority for the license may grant an exception to the above provisions upon evidence that the offense is not related to the occupation of taxicab driver.

~~(g)(h)~~ Shall have a driving record meeting the following standards:

(1) No convictions in the last five (5) years for any of the following offenses involving injury or death; no convictions in the last three (3) years for any of the following offenses not involving injury or death:

- a. Hit and run;
- b. Driving under the influence of an alcoholic beverage or drug;
- c. Reckless or careless driving.

(2) For original licensure: No more than three (3) moving violations within the last three (3) years, and no more than two (2) moving violations in the last year.

For renewal: No more than four (4) moving violations within the last three (3) years and no more than two (2) moving violations in the last year.

(3) Every new applicant shall have at least one year's driving experience as a licensed driver, meeting the standards of this subsection. Such prior driving experience shall be verified by an affidavit signed by a reputable person and submitted with the license application.

~~(h)(i)~~ Have a demonstrated knowledge of the geography and street system of the City of Minneapolis and surrounding areas, as well as the location of major attractions within those areas.

~~(i)(j)~~ Have a demonstrated knowledge of the provisions of the taxicab ordinance relating to the conduct of taxicab drivers and the operation of a taxicab.

~~(j)(k)~~ Shall not have a physical or mental disability that would prevent the taxicab driver from safely operating a taxicab and performing the normal duties of a taxicab driver.

~~(k)(4)~~ For any driver seeking original licensure, and any driver whose taxicab driver's license has lapsed for more than one year, shall have successfully completed the taxicab driver training course established in section 341.380. (83-Or-081, § 2, 4-8-83; 88-Or-004, § 7, 1-15-88; 89-Or-132, § 1, 7-28-89; 2000-Or-010, § 4, 3-3-00; 2005-Or-129, § 3, 11-18-05)

State law references: Drivers to be eighteen years of age, M.S. § 171.322.

Section 3. That section 341.385 of the above entitled ordinance be deleted as follows:

~~**341.385. Provisional taxicab driver's license.** An applicant who meets all of the minimum prerequisites for obtaining a taxicab driver's license, except completion of the~~

~~taxicab driver's training course, may upon filing an affidavit from his or her service company and payment of the required fee, obtain a provisional taxicab driver's license which shall be valid only for sixty (60) days. Consecutive provisional licenses may not be issued, except as necessary to accommodate scheduling of the taxicab driver's training course.~~

~~A provisional license may be cancelled upon a finding that the driver no longer meets the minimum prerequisites for a taxicab driver's license, or has committed a violation of the provisions of this chapter, or for other good cause. (89 Or 132, § 3, 7 28 89)~~

Section 4. That section 341.380 of the above entitled ordinance be amended to read as follows:

341.380. Taxicab driver training course. (a) The director shall establish a taxicab driver training course pursuant to the terms of this section. The course shall be designed to enhance the proficiency of drivers in all aspects of taxicab driving, and ~~may~~ will include topics such as geography of the metropolitan area, traffic laws, vehicle safety, taxicab licensing laws and driver code of conduct, radio communications, cab stand and call procedures, taxicab fares, vehicle cleanliness and maintenance, customer relations, ~~and~~ courtesy, and the accommodation of patrons with disabilities.

Section 5. That section 341.510 of the above entitled ordinance be amended to read as follows:

341.510. Requirements for insurance.

(a) Such insurance policy or policies shall be in an insurance company duly licensed to do business in the State of Minnesota, shall be approved by the director of licenses and consumer services, and shall insure such person, his or her lessees or licensees, against loss in the sum of at least one hundred thousand dollars (\$100,000.00) because of bodily injury to or death of one (1) person in any one (1) accident, and subject to said limit for one person, to a limit of not less than three hundred thousand dollars (\$300,000.00) because of bodily injury to or death of two (2) or more persons in any one (1) accident resulting from the negligent operation, use or defective condition of a taxicab.(b) Such insurance policy shall, in addition to the foregoing provisions, also contain a provision insuring such person, his or her lessees or licensees, in the sum of at least ~~twenty-five~~ one hundred thousand dollars (\$100,000.00) (\$25,000.00) against loss for damage to the property of any person or persons in any one accident resulting from the negligent operation, use or defective condition of any taxicab.

Section 6. That section 341.580 of the above entitled ordinance be amended by deleting subsection (j) as follows:

- (j) ~~No license shall be issued to an applicant in the case of a limited partnership, master limited partnership, or limited liability company.~~

Section 7. That section 341.630 of the above entitled ordinance be amended to read as follows:

341.630. Expiration and renewal. (a) Taxicab licenses shall be issued as of February first of each year and shall expire January thirty-first next succeeding, subject to renewal year to year if the taxicab has been operated in conformance with this chapter and the licensee continues to meet all requirements of this chapter.

(b) Renewal applications, including fees, shall be due on February first of each year. The late penalties provided in section 261.20 shall apply.

(c) ~~There shall be no license fee for taxicabs that are wheelchair accessible or fuel efficient, as determined by standards established by the division of business licenses and consumer services.~~ Those taxicab service companies that on December 31st of each year are exceeding the minimum fleet fuel efficiency levels, and wheelchair accessible vehicles as described in section 341.300 of this code, shall be permitted to submit a service company license with no renewal fee from Department of Licenses and Consumer Services for that year. This fee waiver incentive shall terminate on January 1, 2011. (83-Or-081, § 2, 4-8-83; 88-Or-004, § 29, 1-15-88; 2006-Or-108, § 7, 10-6-06)

(b) Renewal applications, including fees, shall be due on February first of each year. The late penalties provided in section 261.20 shall apply.

Section 8. That section 341.640 of the above entitled ordinance be amended to read as follows:

341.640. Display of license number. The taxicab so licensed shall have ~~painted~~ permanently affixed upon the exterior surface of both front doors or fenders and of the body at the rear of the taxicab, so as to be plainly visible at all times, the taxicab license number, in figures measuring not less than two and one-half (2 1/2) inches high, ~~painted with a stroke~~ with a letter size measuring not less than five-sixteenths of an inch in width. No taxicab shall be operated without its license number so ~~painted~~ affixed upon it, which number shall be selected, designated and assigned by the department upon issuing such license. Whenever an individual taxicab owner has joined any taxicab company or association of taxicab owners, the owner shall be issued a new license within the numbers assigned the new the company or association, in accordance with the numbers distributed to said company or association as herein provided.

Section 9. That section 341.660 of the above entitled ordinance be amended by deleting subsection (f) as follows:

~~(f) — No taxicab licensed under this article, except for wheelchair accessible taxicabs, shall be licensed to operate in any other jurisdiction except that of the Metropolitan Airports Commission. Wheelchair accessible taxicabs are permitted to obtain licenses in other jurisdictions in order to provide wheelchair accessible taxicab service.~~

~~(f)(g)~~ (g) No taxicab vehicle shall be equipped with a citizen's band radio transmitter or receiver or any device capable of intercepting police, emergency or other taxicab companies' transmissions.

~~(g)(h)~~ (h) No taxicab vehicle licensee shall lease its taxicab vehicle license to another, nor lease, contract out, assign, or delegate the responsibilities and beneficial interest of its taxicab business to another.

~~(h)(i)~~ (i) No taxicab vehicle licensee shall lease or contract out the use of any taxicab except to the limited degree permitted by section 341.695.

~~(i)~~(j) No taxicab vehicle licensee shall operate or allow operation of a vehicle after it has been ordered out of service.

~~(j)~~(k) No taxicab vehicle licensee shall allow a taxicab to be parked in a residential area in violation of section 478.240.

~~(k)~~(l) No wheelchair accessible taxicab vehicle licensee shall wait at any taxicab stand in the central business district until after 8 p.m. Used Metro Mobility vehicles providing wheelchair accessible service are not permitted to use taxicab stands, except those taxicab stands which allow access to medical service centers. (83-Or-081, § 2, 4-8-83; 88-Or-004, § 33, 1-15-88; 95-Or-128, § 10, 8-25-95; 2001-Or-146, § 5, 12-14-01; 2005-Or-129, § 10, 11-18-05)