

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/HCS/House Bill No. 130, Page 1, Section A, Line 7,

2 of said page, by inserting after all of said line the following:

3 "67.1809. 1. The regional taxicab commission established
 4 under section 67.1804 may license, supervise, and regulate any
 5 person who engages in the business of transporting passengers in
 6 commerce, wholly within the regional taxicab district established
 7 in section 67.1802, in any motor vehicle designed or used to
 8 transport not more than eight passengers, including the driver.
 9 The powers granted to the regional taxicab commission under this
 10 section shall apply to the motor vehicles described in this
 11 subsection and to the persons owning or operating those vehicles:

12 (1) Whether or not the vehicles are equipped with a
 13 taximeter or use a taximeter; and

14 (2) Whether the vehicles are operated by a for-hire motor
 15 carrier of passengers or by a private motor carrier of passengers
 16 not for hire or compensation.

17 2. This section shall apply, notwithstanding any provisions
 18 of this chapter or of subsection 2 of section 390.126 to the
 19 contrary, except that the vehicles described in subsection 1 of
 20 this section, and the operators of such vehicles, shall be
 21 licensed, supervised, and regulated by the state highways and

1 transportation commission, as provided under section 226.008,
2 instead of the regional taxicab commission, whenever:

3 (1) Such motor vehicles transport passengers within the
4 district in interstate commerce, and those interstate operations
5 are subject to the powers of the state highways and
6 transportation commission under section 226.008;

7 (2) Such motor vehicles are operated exclusively by a
8 not-for-profit corporation or governmental entity, whose
9 passenger transportation within the regional taxicab district is
10 subsidized, wholly or in part, with public transit funding
11 provided by the state highways and transportation commission, the
12 Federal Transit Administration, or both;

13 (3) Such vehicles transport one or more passengers on the
14 public highways in a continuous journey from a place of origin
15 within the regional taxicab district to a destination outside the
16 district, or from a place of origin outside the district to a
17 destination within the district, either with or without a return
18 trip to the point of origin. Such continuous transportation of
19 passengers between points within and without the district is
20 subject to regulation by the state highways and transportation
21 commission, even if the journey includes temporary stops at one
22 or more intermediate destinations within the boundaries of the
23 district.

24 3. The provisions of subdivision (3) of subsection 2 of
25 this section shall not limit the powers of the regional taxicab
26 commission under this section to license, supervise, and regulate
27 the transportation of any passenger whose journey by motor
28 vehicle takes place wholly within the regional taxicab district,
29 even if transported on the same vehicle with other passengers

1 whose transportation, both within and without the boundaries of
2 the district, is subject to the exclusive powers of the state
3 highways and transportation commission. A motor carrier or
4 driver who transports passengers subject to the powers of the
5 regional taxicab commission, under subsection 1 of this section,
6 on the same vehicle with passengers whose transportation is
7 subject to the powers of the state highways and transportation
8 commission, under subsection 2 of this section, shall comply with
9 all applicable requirements of the regional taxicab commission
10 and with all applicable requirements of the state highways and
11 transportation commission.

12 4. No provision within this chapter shall be interpreted or
13 construed as limiting the powers of the state highways and
14 transportation commission and its enforcement personnel, the
15 state highway patrol and its officers and personnel, or any other
16 law enforcement officers or peace officers to enforce any safety
17 requirements or hazardous materials regulations made applicable
18 by law to the motor vehicles, drivers, or persons that own or
19 operate any motor vehicles described in this section.

20 5. Every individual person, partnership, or corporation
21 subject to licensing, regulation, and supervision by the regional
22 taxicab commission under this section, with reference to any
23 transportation of passengers by a motor vehicle previously
24 authorized by a certificate or permit issued by the state
25 highways and transportation commission under section 390.051 or
26 390.061, which certificate or permit was in active status and not
27 suspended or revoked on August 27, 2005, according to the records
28 of the state highways and transportation commission, is hereby
29 deemed to be licensed, permitted, and authorized by the regional

1 taxicab commission, and the vehicles and drivers used by such
2 motor carriers are hereby deemed to be licensed, permitted, and
3 authorized by the regional taxicab commission to operate and
4 engage in the transportation of passengers within the regional
5 taxicab district, to the same extent as they formerly were
6 licensed, permitted, and authorized by the highways and
7 transportation commission on August 27, 2005. Such motor
8 carriers, drivers, and vehicles shall be exempted from applying
9 for any license, certificate, permit, or other credential issued
10 or required by the regional taxicab commission under sections
11 67.1800 to 67.1822, except that the regional taxicab commission
12 may, after December 31, 2005, require such motor carriers and
13 drivers to apply and pay the regular fees for annual renewals of
14 such licenses, permits, certificates, or other credentials under
15 uniform requirements applicable to all motor carriers, vehicles,
16 and drivers operating within the regional taxicab district.

17 6. Nothing in sections 67.1800 to 67.1822 shall be
18 construed as granting the regional taxicab commission the
19 authority to license, supervise, or regulate medical
20 transportation."; and

21 Further amend the title and enacting clause accordingly.