

DISTRICT OF COLUMBIA TAXICAB COMMISSION

NOTICE OF SECOND PROPOSED RULEMAKING

The District of Columbia Taxicab Commission (“Commission”), pursuant to the authority set forth in Sections 8(c)(2), (3), (4), (5), (7), (19), 14, 20, and 20a of the District of Columbia Taxicab Commission Establishment Act of 1985 (“Establishment Act”), effective March 25, 1986 (D.C. Law 6-97; D.C. Official Code §§ 50-307(c)(2) (3), (4), (5), (7), (19), 50-, 50-319, and 50-320 (2012 Repl. & 2013 Supp.)), and D.C. Official Code § 47-2829 (b), (d), (e), (e-1), and (i) (2012 Repl. and 2013 Supp.), hereby gives notice of its intent to adopt amendments to Chapter 16 (Dispatch Services) of Title 31 (Taxicabs and Public Vehicles for Hire) of the District of Columbia Municipal Regulations (DCMR).

The proposed amendments would, in sum, create a regulatory framework for the licensing and regulation of a new class of public vehicle-for-hire service to be called “private sedan service”, to address the unique issues raised by private sedan service, including rules to require adequate insurance, to ensure the safety of passengers, drivers, and the general public, to protect consumers, and to require payment to the District of a passenger surcharge, and for other lawful purposes within the authority of the Commission. The proposed amendments in this chapter would, inter alia: (1) establish rules to allow digital dispatch services to register with the Office of Taxicabs to book trips with taxicabs, black cars, and/or private sedans; and (2) require that any passenger surcharge payments by the DDS for black car or private sedan service, and accompanying trip data, be submitted on a quarterly basis. All definitions applicable to this chapter will be moved to a new Chapter 99 that contains definitions for the entire title.

The rules and regulations proposed in this notice would minimally regulate digital dispatch services only in the manner and to the extent authorized by law, including, inter alia, recent amendments to the Act allowing the Commission to establish procedures for the implementation of a passenger surcharge and for the administration of a passenger surcharge amount, and to promulgate rules and regulations respecting digital dispatch services that are necessary for the safety of customers and drivers or consumer protection, which protect personal privacy rights of customers and drivers which do not result in the disclosure of confidential business information and which allow providers to limit the geographic location of trip data to individual census tracts. Under the proposed rules, the digital dispatch service must: (1) maintain an inventory of active private sedan drivers and vehicles with the Office for enforcement, data reconciliation, and other lawful purposes; and (2) must report, on a quarterly basis, trip data to the Office for dispatched trips (which may be generalized to census tract level for pickup and drop off locations), for enforcement, research, data reconciliation, passenger surcharge reconciliation, and other lawful purposes. There is no other practicable and reliable source for these two sets of information, nor for the collection and payment of passenger surcharges. These obligations at most impose a de minimis burden on a digital dispatch service, as it is already in possession of this information for its own business purposes, and it processes all payments.

The proposed rules were adopted on April 9, 2014. The proposed rules amending Chapter 16 of DCMR Title 31 were originally approved by the Commission for publication on April 9, 2014, and published in the D.C. Register on May 16, 2014, at 61 DCR 5009. The Commission held a

public hearing on the proposed rules on April 30, 2014 to receive oral comments from the public on the proposed rules. The Commission received valuable comments from the public at the hearing and throughout the comment period which expired on June 15, 2014. The comments received were carefully considered and necessitate a second publication.

Directions for submitting comments may be found at the end of this notice. The Commission also hereby gives notice of the intent to take final rulemaking action to adopt these proposed rules in not less than thirty (30) days after the publication of this Notice of Proposed Rulemaking in the D.C. Register.

Chapter 16, DISPATCH SERVICES, of Title 31, TAXICABS AND PUBLIC VEHICLES FOR HIRE, of the DCMR, is amended to read as follows:

CHAPTER 16 DISPATCH SERVICES

1600 APPLICATION AND SCOPE

- 1600.1 This chapter establishes rules applicable to dispatch services for public vehicles-for-hire to ensure the safety of passengers and operators, to protect consumers, and to require payment to the District of a passenger surcharge.
- 1600.2 This chapter shall not apply to ridesharing, as defined in this title.
- 1600.3 This chapter shall apply to private sedan service beginning on _____ 2014 (“private sedan implementation date”).
- 1600.4 In the event of a conflict between a provision of this chapter and a provision of another chapter of this title, the more restrictive provision shall apply.

1601 GENERAL REQUIREMENTS

- 1601.1 Each dispatch service shall operate in compliance with all applicable provisions of this title when dispatching a taxicab or black car, and, beginning on the private sedan implementation date, when dispatching a private sedan.
- 1601.2 No person shall provide telephone dispatch, digital dispatch, or digital payment for public vehicles-for-hire in the District, except in compliance with this chapter, all applicable provisions of this title, and other applicable laws.
- 1601.3 A private sedan business and a digital dispatch service (“DDS”) which together provide a private sedan service may be organized and associated in any lawful manner, including as separate, associated entities, or as a single entity which performs the functions of both the private sedan business and the DDS. Where a private sedan service is offered by a single entity, such entity shall comply with the applicable provisions of this chapter and Chapter 17.

1601.4 Nothing in this chapter shall be construed as soliciting or creating a contractual relationship, agency relationship, or employer-employee relationship between the District of Columbia and any other person.

1602 OPERATING REQUIREMENTS

1602.1 Each dispatch service that operates in the District shall be registered with the Office pursuant to this chapter.

1602.2 Each dispatch service shall be licensed to do business in the District.

1602.3 Each dispatch service that provides digital dispatch or digital payment for taxicabs shall operate in compliance with this chapter and Chapters 4, 6, and 8.

1602.4 Each dispatch service that provides digital dispatch and digital payment for black cars shall operate in compliance with this chapter and Chapter 14.

1602.5 Each dispatch service that provides digital dispatch and digital payment for private sedans shall operate in compliance with this chapter and Chapter 17.

1602.6 Each DDS that processes digital payments for a public vehicle-for-hire shall:

- (a) Comply with the requirements for passenger rates and charges set forth in § 801 for taxicab service and § 1402 for black car and private sedan service;
- (b) If it processes digital payments for taxicab service, comply with the integration, payment, and passenger surcharge requirements of § 408;
- (c) Provide receipts as required by § 803 for taxicab service, and by this chapter for black car service and private sedan service;
- (d) Use technology that meets Open Web Application Security Project (“OWASP”) security guidelines, complies with current standards of the PCI Security Standards Council (“Council”) for payment card data security, if such standards exist, and, if not, then with current guidelines of the Council for payment card data security, and, for direct debit transactions, complies with the rules and guidelines of the National Automated Clearing House Association; and
- (e) Promptly inform the Office of a security breach requiring a report under the Consumer Personal Information Security Breach Notification Act or other applicable law.

- 1602.7 Each dispatch shall provide the person seeking service with the option to request an available wheelchair-accessible vehicle and an available vehicle that has been designated by the owner or operator as “non-smoking” pursuant to § 1402.13.
- 1602.8 Each dispatch service shall maintain, in the District, a bona fide administrative office or a registered agent authorized to accept service of process, provided however, a dispatch service operated by a taxicab company required to maintain a bona fide administrative office pursuant to Chapter 5 of this title shall operate its dispatch service at that location.
- 1602.9 Each dispatch service shall maintain a customer service telephone number for passengers with a “202” area code or a toll-free area code, or an email address posted on its website that is answered or replied to during normal business hours.
- 1602.10 Each dispatch service shall maintain a website that includes:
- (a) The trade name of the dispatch service and the name of the company or companies that own and operate it;
 - (b) Contact information for its bona fide administrative office or registered agent authorized to accept service of process;
 - (c) Its customer service telephone number or email address;
 - (d) If the DDS dispatches private sedans, the name of the private sedan business for which it dispatches and a URL link to the private sedan business’s website; and
 - (e) The following statement prominently displayed:

**THE D.C. TAXICAB COMMISSION DOES NOT DETERMINE THE
FARES CHARGED FOR TRIPS BOOKED BY DIGITAL DISPATCH.
TO FILE A COMPLAINT AGAINST A DIGITAL DISPATCH SERVICE,
A PRIVATE SEDAN BUSINESS, OR A PUBLIC VEHICLE-FOR-HIRE
OWNER OR OPERATOR, CONTACT THE COMMISSION AT:
2041 MARTIN LUTHER KING JR., AVE., SE, SUITE 204
WASHINGTON, DC. 20020
WWW.DCTAXI.DC.GOV
DCTC3@DC.GOV 1-855-484-4966 TTY: 711**

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- 1602.11 The following sections of Chapter 5 shall apply to each dispatch service: § 508 (anti-discrimination), § 511 (fraud), § 512 (bribery), § 513 (threats and harassment).
- 1602.12 Each dispatch service shall perform the service agreed to with the passenger in a dispatch, including picking up the passenger at the agreed time and location, except for a bona fide reason not prohibited by § 819.5 or other applicable provision of this title. If a vehicle booked to pick up a passenger becomes unavailable before it picks up the passenger, a DDS may substitute a higher-priced vehicle only with the permission of the passenger before the passenger is picked up unless the higher-priced vehicle is provided at the same rate as the booked vehicle.
- 1602.13 Each dispatch service shall comply with all applicable provisions of this title and other laws regulating origins and destinations of trips, including, when dispatching taxicabs and black cars, all reciprocity agreements between governmental bodies in the Washington Metropolitan Area governing public vehicle-for-hire service such as those in § 828.

1603 PROTECTION OF INFORMATION AND RECORDS

- 1603.1 Protection of passenger information.
- (a) A dispatch service shall not:
 - (1) Release information to any person that would result in a violation of the personal privacy of the passenger or the person requesting service, or that would threaten the safety of a passenger or an operator; or
 - (2) Permit access to real-time information about the location, apparent gender, or number of passengers awaiting pick up by a person not authorized by the dispatch service to receive such information.
 - (b) A passenger's or customer's acceptance of a dispatch service's terms and conditions inconsistent with the provisions of paragraph (a) shall be null and void.
 - (b) This subsection shall not limit access to passenger information by the Office or a District enforcement official.
- 1603.2 A dispatch service shall not transmit to the operator any information about the destination of a trip, except for the jurisdiction of the destination, until after the trip has been booked.

1603.3 Each dispatch service shall store its business records in compliance with industry best practices and all applicable laws, make its business records related to compliance with its legal obligations under this title available for inspection and copying as directed by the Office, and retain its business records for five (5) years.

1604 INVENTORY OF OPERATORS AND VEHICLES FOR BLACK CARS

1604.1 Each DDS that provides digital dispatch service to black cars shall maintain with the Office a current inventory of all active black car operators and vehicles associated with the DDS. The inventory shall meet the following requirements:

- (a) Each operator and each vehicle on active status with the DDS shall appear on the inventory. No operator or vehicle not on active status shall appear on the inventory.
- (b) An operator and the vehicle operated by the operator shall both be removed immediately from the inventory whenever:
 - (1) The operator or the vehicle is not licensed, insured, or otherwise in full compliance with this title; or
 - (2) The DDS has learned that the operator's DCTC operator's license has been suspended or revoked by the Office.
- (c) In addition to updating the inventory as required by paragraph (b) of this subsection, each DDS shall ensure that its inventory is updated in such manner and at such times as are determined by the Office in writing.
- (d) Each inventory shall include:
 - (1) The name of, and work and cellular telephone numbers for, the operator;
 - (2) The operator's DCTC operator's license number;
 - (3) The vehicle's PVIN;
 - (4) The vehicle's color, make, model, year of manufacture, VIN, and tag number; and
 - (5) The name of the company providing commercial insurance for the operator and the vehicle, and the policy number and date of expiration thereof.

1604.2 A DDS shall only dispatch a black car if both the operator and the vehicle are on the inventory.

1604.3 The Office shall notify a DDS if a vehicle or operator on the DDS's inventory is not legally authorized to operate under any provision of this title.

1605 DIGITAL PAYMENT SYSTEMS

1605.1 Each trip by black car shall be booked by a DDS registered under this chapter and paid for using a digital payment system ("DPS").

1605.2 Each DPS used for black car service or private sedan service shall consist of any technology selected by the DDS (such as a tablet or smartphone running an app provided by the DDS) that allows the DDS, the operator, the vehicle, and, where applicable, the associated private sedan business to comply with all applicable provisions of this title. The DPS shall meet the following additional requirements:

(a) Each DPS shall provide the following information to a passenger:

- (1) If the DDS dispatches private sedans, each dispatch shall inform the passenger of the name of the associated private sedan business, the business's customer service telephone number, and the URL for its website; and
- (2) Once a private sedan trip is completed, all receipt information, which shall remain retrievable by the passenger through the DDS's app or website for sixty (60) days after service.

(b) Each DPS shall be able to provide the following information to a District enforcement official:

- (1) Any licensing and insurance documents which the DDS chooses to make available on its app pursuant to § 1402.7 (b); and
- (2) The vehicle's electronic manifest, containing all reportable trip data and information required for receipts within the prior twenty four (24) hours, capable of being printed or transmitted electronically at the time of an inspection by a District enforcement official.

(c) Each DPS unit shall allow the operator to provide the passenger with a written or electronic receipt, as determined by the DDS, before the passenger exits the vehicle. The receipt shall contain:

- (1) The date and time of the trip;
- (2) The distance of the trip;
- (3) The vehicle's tag number,
- (4) The name and customer service telephone number of the DDS, and, for private sedan service, the private sedan business;
- (5) A reference to the passenger's DDS account and payment card used to pay the fare, obscuring such information in a manner sufficient for security purposes;
- (6) The total fare and a breakdown of the fare including all rates and charges, and any gratuity; and
- (7) The following statement: "The D.C. Taxicab Commission does not determine the fares charged for trips booked by digital dispatch. To file a complaint against a digital dispatch service, a private sedan business, or a public vehicle-for-hire owner or operator, contact the Commission at: 2041 Martin Luther King Jr., Ave., SE, Suite 204, Washington, D.C. 20020, Website: dctaxi.dc.gov, Email: dctc3@dc.gov, Toll Free: 1-855-484-4966 TTY: 711".

(d) Each DPS shall:

- (1) Transmit quarterly reports to the Office through the Taxicab Commission Information System ("TCIS") via a single data feed consistent in structure across all digital payment systems. Each quarterly report shall provide the following data for each tour of duty by an operator:
 - (A) The operator's DCTC operator's identification number
 - (B) The vehicle's tag number;
 - (C) If the vehicle is a private sedan, its PVIN and the name of its associated private sedan business;
 - (D) The date and time at the beginning of the tour of duty;
 - (E) The distance of each trip;
 - (F) The date and time of pickup and drop-off of each trip;

(G) The geospatially-recorded place of pickup and drop-off for each trip which the DDS may generalize to census tract level;

(H) A unique trip number assigned by the DDS to each trip;

(I) The total fare and a breakdown of the fare including all rates and charges and any gratuity; and

(J) The date and time at the end of the tour of duty;

(2) Transmit the quarterly report contemporaneously with the corresponding passenger surcharge payment to the District required pursuant to § 1606;

(3) Provide the Office with information necessary to insure that the District is paid on a quarterly basis the correct amount for all passenger surcharges; and

(4) Process each payment for each trip.

1605.3 All costs associated with a DPS shall be the responsibility of the DDS, but may be allocated, by written agreement, among the DDS and the private sedan businesses (if any), owners, and operators with which it associates.

1606 PASSENGER SURCHARGE FOR BLACK CAR AND PRIVATE SEDAN SERVICE

1606.1 Each DDS that dispatches black cars or private sedans shall ensure that the passenger surcharge is collected from the passenger and paid to the District for each trip, and shall:

(a) Remit a payment to the D.C. Treasurer at the end of each quarter, on the last business day of March, June, September, and December, of each year during the licensing period, reflecting the sum of all passenger surcharges owed to the Office for black car and private sedan trips during the prior quarter based on the trip data for such period;

(b) Send by email a report to the Office certifying its payment and providing the basis for the amount paid; and

(c) Cooperate with the Office in the event of a discrepancy between a surcharge payment and the trip data, provided however, that if the Office and the DDS are unable to agree on a resolution of a dispute within thirty

(30) days, the Office may, in its discretion, make a claim against the DDS's surcharge bond required by this chapter to satisfy the amount of the discrepancy.

1607 REGISTRATION OF DISPATCH SERVICES

1607.1 Each dispatch service shall register with the Office for each class of public vehicle-for-hire service that it dispatches in the District, except that a taxicab company which operates a telephone dispatch service may operate such service under its existing operating authority pursuant to Chapter 5, without registering under this chapter.

1607.2 To register as a dispatch service, a DDS shall file an application for registration ("applicant") with the Office. The application shall include the following information and documentation:

- (a) The full name, business address, business telephone number, cellular telephone number and email address of the DDS's owner, general manager, and head of technical operations;
- (b) The trade name(s) of the applicant's DDS;
- (c) The public vehicle-for-hire classes of service which the applicant proposes to dispatch;
- (d) A description of the how the applicant's business is organized (as a corporation or limited liability company, etc.); and its date and place of formation;
- (e) A brief technical description of the dispatch or payment solution (for taxicabs), digital payment system (for black cars and private sedans), or both, including the names of the applications, platforms, and operating systems used;
- (f) A blank sample of each agreement or policy, including any user agreement or privacy policy, applicable to the DDS's association with passengers, or a URL web address where such information may be found;
- (g) If the DDS dispatches private sedans, the name of the private sedan business with which it is associated, a description of the legal relationship between the applicant and the private sedan business, and a certification from the DDS that the private sedan business will maintain the inventory of active operators and vehicles required by Chapter 17;
- (h) If the DDS dispatches black cars, the DDS's initial inventory of active black car operators and vehicles;

- (i) A certification by the applicant that the DDS owns the right to, or holds licenses to, all the intellectual property used by the DDS for all technology it uses to process digital dispatch and digital payments, and for its DPS, if any;
- (j) Proof that it is licensed by DCRA to do business in the District; and
- (k) Such other information and documentation as the Office may determine is reasonably necessary in order to verify that the DDS will comply with all applicable provisions of this title and other applicable laws.

1607.3 Each application:

- (a) Shall be provided under oath;
- (b) Shall be accompanied by a passenger surcharge bond of fifty thousand dollars (\$50,000) payable to the District, provided however, that if the DDS has provided a bond in connection with the dispatch of taxicabs under Chapter 4, no further bond shall be required, but the existing bond shall be extended to cover all public vehicle-for-hire services provided by the DDS. The passenger surcharge bond shall be returned to the DDS within thirty (30) days after an event that causes the DDS to no longer be registered, provided however, that the bond shall not be returned while there remains a discrepancy in the amount owed for passenger surcharges for any class of service dispatched by the DDS.
- (c) Shall be accompanied by an application fee of five hundred dollars (\$500), regardless of how many classes of service the DDS dispatches, except that if the application is to amend an existing registration, regardless of how many classes of services will be added to the existing registration, the application shall be accompanied by an application fee of two hundred dollars (\$200).
- (d) Shall include a brief demonstration of the functionality of its dispatch or payment solution for taxicabs, and the DDS's digital payment system for black cars and private sedans as applicable, including how District enforcement personnel can access any licensing and insurance documents which the DDS chooses to make available on its app pursuant to § 1402.7 (b). At such time, the Office's enforcement and technical staff may examine the DDS's equipment to ascertain compliance with this title and other applicable laws. Members of the DDS's technical staff shall attend the demonstration to answer questions.

1607.4 The Office shall determine whether to grant or deny registration within ten (10) days after an application is filed, provided however, that such period may be

extended by the Office for no more than ten (10) days with notice to the DDS if the DDS is not registering to dispatch private sedans. If the DDS is registering to dispatch private sedans, the Office may further extend the period as necessary to complete the review and licensing under Chapter 17 of the DDS's associated private sedan business. The Office shall deny registration only if it determines that the DDS is clearly not in compliance with the provisions of this title or other applicable laws.

1607.5 If the Office grants the registration, it shall provide notice to the DDS in writing.

1607.6 If the Office denies registration, it shall state the reasons for its decision in writing, including the specific facts upon which the Office has determined that the DDS is not or will not be in compliance with the provisions of this title or other applicable laws. A decision to deny registration may be appealed to the Chief of the Office within fifteen (15) calendar days. If the decision to deny is not appealed within the fifteen (15) calendar day period, it shall constitute a final decision of the Office. If the decision to deny is appealed within the fifteen (15) business day period, the Chief shall issue a decision within thirty (30) days. A timely appeal of a denial shall extend an existing certificate or registration pending the Chief's decision. A decision of the Chief to affirm or reverse a denial shall constitute a final decision of the Office. A decision of the Chief to remand to the Office for further review of the filing shall extend an existing registration pending the final decision of the Office.

1607.7 Each registration shall continue in force and effect for twenty four (24) months, during which time no substantial change may be made to a DDS's dispatch or payment solution for taxicabs, or to a DDS's digital payment system for black cars and/or private sedans, unless the DDS informs the Office of the proposed substantial change at least fifteen (15) days before its implementation, during which time the DDS shall cooperate with the Office as necessary so the Office is fully informed of the nature of the proposed change and is able to verify that the proposed change does not alter the DDS' compliance with this title and other applicable laws. A "substantial change" for purposes of this subsection means a replacement of an existing DDS dispatch or payment solution for taxicabs, or digital payment system for sedans, or a material change in the DDS's manner of compliance with § 1602.10 (a)-(d) (other than a change in rates and charges established by the DDS), such as a material change in how the electronic manifest can be accessed for use in enforcement. A substantial change does not include any update to an application or to an operating system, a service update, or other routine modification or incremental improvement of an existing DDS dispatch or payment solution for taxicabs, or digital payment system for sedans. Each registered DDS shall notify the Office of any other change in the information contained in its registration or its supporting documentation, such as the URL for its website, within three (3) days after the change.

1607.8 Each DDS registered under this section may at any time file an application to amend its registration to include additional classes of public vehicles-for-hire it wants to dispatch.

1607.9 The name of each registered DDS, and the trade names of its dispatch or payment solution for taxicabs, and its digital payment system for black cars and/or sedans, shall be listed on the Commission's website.

1608 RENEWAL OF REGISTRATION

1608.1 Each DDS registered under this section shall file an application to renew its registration at least sixty (60) days prior to the expiration of its registration, by completing a form as determined by the office, including the information and documentation required by § 1607. A registration shall continue in force and effect beyond its expiration if the DDS files an application for renewal at least sixty (60) days prior to the expiration of its registration and the application is pending acceptance by the Office.

1609 BIENNIAL REPORTING REQUIREMENT

1609.1 A registered DDS shall, on the first (1st) day of the thirteenth (13th) month after it registers or renews its registration, provide to the Office:

- (a) Proof that it is licensed by DCRA to do business in the District, as required by this chapter;
- (b) Proof that it maintains a bona fide administrative office or registered agent authorized to accept service of process, as required by this chapter;
- (c) Proof that it maintains a website, as required by this chapter;
- (d) A report on the wait times and fares charged to passengers seeking wheelchair-accessible service in the prior twelve (12) months; and
- (e) A list of incidents in the prior twelve (12) months that involved an allegation or dispute concerning the following matters, which shall include an indication of whether the allegation or dispute has been resolved:
 - (1) A passenger dispute concerning a payment, where the dispute involves fifty dollars (\$50) or more;
 - (2) An incident involving fraud or criminal activity; or

- (3) A charge of discrimination by any person that would constitute a violation of § 508.

1610 PROHIBITIONS

- 1610.1 No person shall operate a dispatch service that is not registered with the Office under this chapter for all the classes of public vehicle-for-hire it dispatches.
- 1610.2 No DDS shall knowingly allow its dispatch service to be used or accessed by any person where an associated operator, vehicle, taxicab company, taxicab association, taxicab fleet, luxury class organization, and/or private sedan business that participate in providing the service do not have a current and valid license as required by this title.
- 1610.3 No DDS shall knowingly allow its dispatch service to be used or accessed by any person where an associated operator, vehicle, taxicab company, taxicab association, taxicab fleet, luxury class organization, and/or private sedan business that participate in providing the service are not in full compliance with all insurance requirements of this title.
- 1610.4 No DDS shall substitute a higher-priced vehicle for a booked trip except where the passenger has granted permission prior to pick up unless the higher-priced vehicle is provided at the same rate as the booked vehicle.
- 1610.5 No DDS shall dispatch a vehicle, or process a digital payment, except as provided in this chapter.
- 1610.6 No DDS shall impose terms and conditions on a passenger, or an associated operator or entity which participates in providing a public vehicle-for-hire service dispatched by such DDS which, in the opinion of Department of Insurance, Securities and Banking (“DISB”), are inconsistent with any insurance requirements in this title, or which directly threaten the safety of passengers, operators, or the general public.

1611 PENALTIES

- 1611.1 A dispatch service that violates this chapter shall be subject to:
- (a) A civil fine of five hundred dollars (\$500) for the first violation of a provision, one thousand dollars (\$1,000) for the second violation of the same provision, and one thousand five hundred dollars (\$1,500) for each subsequent violation of the same provision;

- (b) Suspension, revocation, or non-renewal of its registration (for a digital dispatch service), or suspension, revocation, or non-renewal of its operating authority (for a telephone dispatch service operated by a taxicab company), and any other penalty available under Chapter 5 (for a telephone dispatch service);
- (c) Any penalty available under Chapter 4 in connection with the dispatch of taxicabs;
- (d) Any combination of the sanctions listed in this subsection; or
- (e) Any penalty authorized by a provision of any other chapter of this title or by other applicable law.

1611.2 The enforcement of any provision of this chapter shall be governed by the applicable enforcement procedures of Chapter 7 of this title.

Copies of this proposed rulemaking can be obtained at www.dcregs.dc.gov or by contacting Juanda Mixon, Secretary to the Commission, District of Columbia Taxicab Commission, 2041 Martin Luther King, Jr., Avenue, S.E., Suite 204, Washington, D.C. 20020. All persons desiring to file comments on the proposed rulemaking action should submit written comments via e-mail to dctc@dc.gov or by mail to the DC Taxicab Commission, 2041 Martin Luther King, Jr., Ave., S.E., Suite 204, Washington, DC 20020, Attn: Juanda Mixon, Secretary to the Commission, no later than thirty (30) days after the publication of this notice in the *D.C. Register*.