

**DISTRICT OF COLUMBIA TAXICAB COMMISSION**

**NOTICE OF FINAL RULEMAKING**

The District of Columbia Taxicab Commission (“Commission” or “DCTC”), pursuant to the authority set forth in Sections 8(c)(2), (3), (10), (19), and (20) and 14, 20, and 20j 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 §§ 50-301.07(c) (2), (3), (10), (19), and (20), 50-301.13, 50-301.19 and 50-301.29 (2014 Repl. & 2015 Supp.)), hereby gives notice of its intent to adopt amendments to Chapter 10 (Public Vehicles for Hire), Chapter 12 (Luxury Class Services – Owners, Operators and Vehicles) and Chapter 99 (Definitions) of Title 31 (Taxicabs and Public Vehicles For Hire) of the District of Columbia Municipal Regulations (DCMR).

This final rulemaking: (1) authorizes the Office of Taxicabs to issue provisional licenses to applicants seeking new DCTC operator’s licenses for luxury class service (LCS), in order to expedite the licensing process for this public vehicle-for-hire service, which includes black cars and limousines, and (2) requires that all applicants seeking new DCTC operator’s licenses successfully complete disability sensitivity training prior to being licensed. This rulemaking also adds new necessary definitions to Chapter 99.

Proposed rulemaking was adopted by the Commission on January 20, 2016 and was published in the *D.C. Register* on May 20, 2016 at 63 DCR 004888. The Commission received no comments during the comment period expiring June 19, 2016. Any changes made in this final rulemaking from the proposed rulemaking were to correct grammar and typographic errors, clarify the Commission’s intent, and lessen the burdens on affected stakeholders. No substantial changes have been made from the proposed rules.

The Commission voted to adopt these rules as final on June 23, 2016, and they will become effective upon publication in the *D.C. Register*.

**Chapter 10, PUBLIC VEHICLES FOR HIRE, of Title 31 DCMR, TAXICABS AND PUBLIC VEHICLES FOR HIRE, is amended as follows:**

**Section 1001, ELIGIBILITY FOR A HACKER’S LICENSE, is amended as follows:**

**A new Subsection 1001.17 is added to read as follows:**

1001.17        The Office shall not issue a new or renewal DCTC operator’s license to an applicant who has not successfully completed disability sensitivity training that is available online or other disability sensitivity training approved by the Office.

**A new Section 1008 is added to read as follows:**

**1008            PROVISIONAL LUXURY CLASS SERVICE OPERATOR’S LICENSE**

1008.1        The Office may issue a provisional DCTC operator’s luxury class service license (provisional LCS operator’s license) consistent with the requirements of § 1209 and pursuant to an administrative issuance.

**Chapter 12, LUXURY CLASS SERVICES – OWNERS, OPERATORS AND VEHICLES, is amended as follows:**

**Section 1209, LICENSING OF LCS VEHICLE OPERATORS – ISSUANCE OF LICENSES, is amended as follows:**

**New Subsections 1209.5 and 1209.6 are added to read as follows:**

1209.5 The Office may issue a provisional DCTC operator’s luxury class service license (provisional LCS operator’s license) pursuant to an administrative issuance provided that each applicant:

- (a) Meets the requirements of §§ 1205 and 1207;
- (b) Submits an application pursuant to § 1206;
- (c) Completes the training and education requirements of § 1208; and
- (d) Complies with such additional terms and conditions for provisional licensing as may be set forth in the administrative issuance, including requirements related to:
  - (1) Passenger, operator, and public safety;
  - (2) Consumer protection; and
  - (3) Any other purpose within the jurisdiction of the Commission.

1209.6 The total application fees for a provisional LCS operator’s license, including fees for fingerprinting and testing, shall not exceed the total fees for a full (non-provisional) DCTC operator’s license.

**Chapter 99, DEFINITIONS, is amended as follows:**

**Section 9901, DEFINITIONS, is amended as follows:**

**Subsection 9901.1 amended to add the following:**

**“Provisional DCTC luxury class service operator’s license”** – a DCTC operator’s license issued to an operator of a luxury class service vehicle which, following its issuance, may be subject to additional requirements or conditions, including the completion of a background check by the Federal Bureau of Investigation, prior to full licensing consistent with the requirements of this title and other applicable laws.

**“Provisional LCS operator’s license”** – a provisional DCTC luxury class service operator’s license as defined in this section.