



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

September 9, 2014

Ordinance 17892

Proposed No. 2014-0187.2

Sponsors von Reichbauer

1 AN ORDINANCE relating to for-hire transportation,
2 including taxicabs, for-hire vehicles, for-hire drivers and
3 transportation network companies; making technical
4 corrections; amending Ordinance 10498, Section 1, as
5 amended, and K.C.C. 6.64.010, Ordinance 10498, Section
6 5, as amended, and K.C.C. 6.64.015, Ordinance 10498,
7 Section 6, as amended, and K.C.C. 6.64.025, Ordinance
8 10498, Section 10, and K.C.C. 6.64.300, Ordinance 10498,
9 Section 11, as amended, and K.C.C. 6.64.310, Ordinance
10 10498, Section 12, and K.C.C. 6.64.320, Ordinance 10498,
11 Section 13, as amended, and K.C.C. 6.64.330, Ordinance
12 10498, Section 14, and K.C.C. 6.64.340, Ordinance 10498,
13 Section 15, as amended, and K.C.C. 6.64.350, Ordinance
14 10498, Section 16, as amended, and K.C.C. 6.64.360,
15 Ordinance 10498, Section 18, as amended, and K.C.C.
16 6.64.380, Ordinance 10498, Section 19, and K.C.C.
17 6.64.390, Ordinance 10498, Section 20, and K.C.C.
18 6.64.400, Ordinance 10498, Section 21, as amended, and
19 K.C.C. 6.64.410, Ordinance 10498, Section 22, as

20 amended, and K.C.C. 6.64.420, Ordinance 10498, Section
21 23, as amended, and K.C.C. 6.64.430, Ordinance 10498,
22 Section 24, as amended, and K.C.C. 6.64.440, Ordinance
23 10498, Section 25, as amended, and K.C.C. 6.64.450,
24 Ordinance 10498, Section 26, and K.C.C. 6.64.460,
25 Ordinance 10498, Section 27, as amended, and K.C.C.
26 6.64.500, Ordinance 10498, Section 28, as amended, and
27 K.C.C. 6.64.510, Ordinance 10498, Section 29, as
28 amended, and K.C.C. 6.64.520, Ordinance 10498, Section
29 30, as amended, and K.C.C. 6.64.530, Ordinance 10498,
30 Section 31, as amended, and K.C.C. 6.64.540, Ordinance
31 10498, Section 32, and K.C.C. 6.64.550, Ordinance 10498,
32 Section 33, and K.C.C. 6.64.560, Ordinance 10498, Section
33 34, as amended, and K.C.C. 6.64.570, Ordinance 10498,
34 Section 35, as amended, and K.C.C. 6.64.580, Ordinance
35 10498, Section 36, and K.C.C. 6.64.590, Ordinance 17665,
36 Section 20, and K.C.C. 6.64.595, Ordinance 10498, Section
37 37, as amended, and K.C.C. 6.64.600, Ordinance 10498,
38 Section 38, as amended, and K.C.C. 6.64.610, Ordinance
39 10498, Section 39, and K.C.C. 6.64.620, Ordinance 10498,
40 Section 40, and K.C.C. 6.64.630, Ordinance 10498, Section
41 41, and K.C.C. 6.64.640, Ordinance 10498, Sections 42
42 through 46, and K.C.C. 6.64.650, Ordinance 10498,

43 Sections 47 through 60, as amended, and K.C.C. 6.64.660,
44 Ordinance 10498, Sections 61 through 68, as amended, and
45 K.C.C. 6.64.670, Ordinance 10498, Sections 69 through 79,
46 as amended, and K.C.C. 6.64.680, Ordinance 10498,
47 Sections 80 through 85, and K.C.C. 6.64.690, Ordinance
48 10498, Sections 86 through 88, and K.C.C. 6.64.695,
49 Ordinance 10498, Section 89, as amended, and K.C.C.
50 6.64.700, Ordinance 10498, Section 90, as amended, and
51 K.C.C. 6.64.710, Ordinance 10498, Section 92, and K.C.C.
52 6.64.730, Ordinance 10498, Section 93, as amended, and
53 K.C.C. 6.64.740, Ordinance 10498, Section 95, as
54 amended, and K.C.C. 6.64.760, Ordinance 10498, Section
55 97, and K.C.C. 6.64.800, Ordinance 10498, Section 100,
56 and K.C.C. 6.64.900 and Ordinance 10498, Section 101,
57 and K.C.C. 6.64.910, adding a new chapter to K.C.C. Title
58 4A, adding new sections to K.C.C. chapter 6.64,
59 recodifying K.C.C. 6.64.025 and repealing Ordinance
60 10498, Section 4, and K.C.C. 6.64.007, Ordinance 10498,
61 Section 7, and K.C.C. 6.64.200, Ordinance 10498, Section
62 8, and K.C.C. 6.64.210, Ordinance 10498, Section 9, and
63 K.C.C. 6.64.220, Ordinance 10498, Section 17, and K.C.C.
64 6.64.370, Ordinance 10498, Section 91, and K.C.C.
65 6.64.720, Ordinance 10498, Section 96, and K.C.C.

66 6.64.770, Ordinance 10498, Section 98, and K.C.C.
67 6.64.810, Ordinance 10498, Section 99, and K.C.C.
68 6.64.820 and Ordinance 10498, Section 102, and K.C.C.
69 6.64.920, prescribing penalties and declaring an
70 emergency.

71 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

72 SECTION 1. Findings:

73 A. Transportation network companies are currently operating in King County
74 without regulation.

75 B. On July 14, 2014, the council of the city of Seattle adopted Ordinance 124524
76 which includes regulations for transportation network companies.

77 C. Significant portions of the city of Seattle Ordinance 124524 became effective
78 on August 14, 2014.

79 D. Because of the regional nature of for-hire transportation services and the
80 coordination between the city of Seattle and King County to administer licensing
81 programs, it is necessary for public health and safety that this ordinance take effect
82 immediately.

83 SECTION 2. Ordinance 10498, Section 1, as amended, and K.C.C. 6.64.010 are
84 each hereby amended to read as follows:

85 ~~((For the purposes of this chapter and unless the context plainly requires~~
86 ~~otherwise, the following definitions apply:)) The definitions in this section apply
87 throughout this chapter unless the context clearly requires otherwise.~~

88 A. "Active on a transportation network company dispatch system" or "active on
89 the transportation network company dispatch system" includes, but is not limited to:
90 when the driver is logged onto the transportation network company application dispatch
91 system showing that the driver is available to pick up passengers; when a passenger is in
92 the vehicle; when transportation network company dispatch records show the vehicle is
93 dispatched; or when the driver has accepted a dispatch and is en route to provide
94 transportation services to a passenger.

95 (~~"Affiliated representative" means the individual within the service organization~~
96 ~~who has the authority to file special rates and contract agreement rates and charges for a~~
97 ~~group of affiliated taxicabs, and who is designated as the individual responsible for the~~
98 ~~receipt of any correspondence or notices pertaining to the service organization or the~~
99 ~~taxicabs or for-hire vehicles operating within the service organization.~~

100 B. ~~"Affiliated taxicab" means a taxicab associated with a service organization.~~

101 C. ~~"Alcohol" means a mixture containing no less than eighty five percent~~
102 ~~methanol, ethanol or other alcohols, in any combination, by volume.~~

103 D. ~~"Alternative fuel" means a means for propulsion by other than gasoline or~~
104 ~~diesel fuel. "Alternative fuel" includes:~~

105 1. ~~Alcohol;~~

106 2. ~~Dual energy;~~

107 3. ~~Electricity;~~

108 4. ~~Natural gas;~~

109 5. ~~Propane; and~~

110 6. ~~Human power.~~

111 E.) B. "Application dispatch system" means technology that allows consumers
112 to directly request dispatch of for-hire drivers for trips via the internet using mobile
113 interfaces such as smartphone applications.

114 C. "Approved mechanic ((facility))" means a ((garage or repair facility that
115 employs)) mechanic((s)) or technician who:

116 1. ~~((Who have))~~ Has successfully passed the examinations of, and met the
117 experience requirements prescribed by, the National Institute for Automotive Service
118 Excellence;

119 2. ~~((Who have))~~ Has been awarded a certificate((s)) in evidence of competence
120 satisfactory to the director; and

121 3. ~~((Who are authorized emission specialists certified by the Washington~~
122 ~~Department of Ecology;~~

123 4. ~~None of whom are))~~ Is not the owner, lessee or driver of a taxicab ~~((or)),~~ for-
124 hire vehicle or transportation network ~~((or the employee of a taxicab or for-hire vehicle))~~
125 company endorsed vehicle ~~((; and~~

126 5. ~~None of whom have a financial interest in a taxicab or for-hire vehicle or~~
127 ~~taxicab or for-hire vehicle company)).~~

128 ~~((F.))~~ D. "Contract agreement rate" means the rate specified in a written
129 agreement signed by both parties in advance of the dispatch of a taxicab or for-hire
130 vehicle for the services identified in the contract.

131 ~~((G.))~~ E. "Director" means the director of the ((King County)) department of
132 executive services ((and his or her duly appointed representatives)) or the director's
133 designee.

134 ~~((H. "Dual energy" means capable of being operated using an alternative fuel and~~
135 ~~gasoline or diesel fuel.~~

136 I.)) F. "Engage in the business of operating a taxicab or vehicle for hire" means
137 the pickup and transportation of any fare paying passenger from a point within the
138 geographical confines of unincorporated King County, whether or not the vehicle is
139 dispatched from a taxicab stand or office within any other municipal corporation, and
140 whether or not the ultimate destination or route of travel is within the confines of
141 unincorporated King County. A transportation network company is engaged in the
142 business of operating a vehicle for hire if it provides application dispatch services via an
143 application dispatch system to any transportation network company driver at any time for
144 the transport of any passenger for a fare from a point within unincorporated King County.
145 However, nothing in this chapter shall be construed to apply to taxicabs or for-hire
146 vehicles licensed by any other municipal corporation and transporting passengers from a
147 point within the licensing municipality to a destination outside ~~((thereof))~~ the
148 municipality, whether or not the ultimate destination or route traveled is within
149 unincorporated King County.

150 G. "Fare" means anything of economic value that is provided, promised or
151 donated primarily in exchange for services rendered.

152 ~~((J.))~~ H. "For-hire driver" means any person in control of, operating or driving a
153 taxicab, ~~((or))~~ for-hire vehicle or transportation network company endorsed vehicle and
154 includes a ~~((lease driver))~~ lessee, owner-operator or driver of taxicabs or for-hire vehicles
155 as an employee.

156 ~~((K.))~~ I. "For-hire vehicle" means ~~((and includes every))~~ a motor vehicle used for
157 the transportation of passengers for hire and not operated exclusively over a fixed and
158 definite route, except:

159 1. Taxicabs;

160 2. Transportation network company endorsed vehicles;

161 ~~((2.))~~ 3. Passenger vehicles carrying passengers on a noncommercial enterprise
162 basis; or

163 ~~((3.))~~ 4. Vehicles or operators expressly exempt by ~~((the RCW))~~ state law from
164 county regulation(~~(;~~

165 4. ~~Operators of charter boats))~~.

166 ~~((L.))~~ J. "For-hire vehicle company" means a person who represents or owns for-
167 hire vehicles licensed by King County that use the same color scheme, trade name and
168 dispatch services.

169 K. "For-hire vehicle license" means a for-hire vehicle medallion.

170 L. "For-hire vehicle owner" means the registered owner of the vehicle as defined
171 by RCW 46.04.460 ((as now of hereafter amended)).

172 ~~((M. "He" means and includes in all references either he or she.~~

173 ~~N. "His" means and includes in all references either his or her.~~

174 ~~O. "Independent taxicab" means a taxicab that is not affiliated with a service~~
175 ~~organization.~~

176 ~~P. "Lease driver" or))~~ M. "Lessee" means a for-hire driver who is an independent
177 contractor or sole proprietor and who has a taxicab or for-hire vehicle lease contract or

178 other form of agreement with a taxicab or for-hire vehicle owner or (~~service~~
179 ~~organization~~) taxicab association.

180 (~~Q. "Lessor" means an owner of a taxicab or for hire vehicle who leases, by~~
181 ~~contract or other form of agreement, to a lease driver.~~

182 ~~R.))~~ N. "Licensee" means all (~~applicants~~) persons, including for-hire drivers,
183 vehicle owners (~~and service organizations including the affiliated representative~~),
184 taxicab associations and transportation network companies required to be licensed under
185 this chapter.

186 (~~S.))~~ O. "Medallion" means a certificate issued by the director as evidence that a
187 taxicab or for-hire vehicle license is an intangible property.

188 P. "Medallion system" means the system that deems a taxicab or for-hire vehicle
189 license to be intangible property that may be used as collateral to secure a loan from a
190 bank or any other financial institution.

191 Q. "Motor vehicle" means every motorized vehicle by or upon which any person
192 may be transported or carried upon a public street, highway or alley, though vehicles used
193 exclusively upon stationary rail tracks or propelled by use of overhead electric wires shall
194 not come under this chapter.

195 R. "Person" means any individual, partnership, association, corporation, firm,
196 institution or other entity, whether or not operated for profit. "Person" does not include a
197 governmental unit of or within the United States.

198 S. "Personal vehicle" means a motor vehicle that is not a taxicab or for-hire
199 vehicle.

200 T. "Provisional insurance period" means the period from the effective date of this
201 section until the earlier of the effective date of changes in state law for insurance
202 requirements applicable to for-hire transportation services or two weeks after the end of
203 the 2015 session of the state Legislature.

204 ~~((T. "Service organization" means a group of taxicabs owned or operated by the~~
205 ~~same or various owners and using the same color scheme, trade name and dispatch~~
206 ~~services, and having an affiliated representative.))~~

207 U. "Special rate" means discounted rates for senior citizens and disabled persons.

208 ~~((V. "Summary suspension" means where conditions exist that are deemed~~
209 ~~hazardous to life and property, the public official in charge is authorized to immediately~~
210 ~~stop such hazardous conditions that are in violation of this rule, p to and including~~
211 ~~suspending the vehicle license.~~

212 ~~W.))~~ V. "Taxicab" means ((every)) a motor vehicle used for the transportation of
213 passengers for hire, where the route traveled or destination is controlled by ((a customer))
214 the passenger and the fare is based on an amount recorded and indicated on a taximeter,
215 on an application dispatch system linked to a taximeter, or on a special ((fare)) rate or
216 contracted rate agreement as permitted by this chapter.

217 W. "Taxicab association" means a person licensed under this chapter who
218 represents or owns taxicabs licensed by King County that use the same color scheme,
219 trade name and dispatch services.

220 X. "Taxicab association representative" means a person who a taxicab association
221 has authorized to:

222 1. File applications and other documents on behalf of the association;

223 2. Receive and accept all correspondence and notices from the county pertaining
224 to the association or its taxicabs, taxicab owners or for-hire drivers operating within the
225 taxicab association.

226 Y. "Taxicab license" means a taxicab medallion.

227 ~~((X.))~~ Z. "Taxicab vehicle owner" means the registered owner of the vehicle as
228 defined in RCW 46.04.460(~~(, as now or hereafter amended)~~).

229 ~~((Y.))~~ AA. "Taximeter" means any instrument or device by which the charge for
230 hire of a passenger-carrying vehicle is measured or calculated either for the distance
231 traveled by the vehicle or for waiting time, or (~~((for))~~) both, and upon which the calculated
232 charges shall be indicated by means of figures.

233 BB. "Trade dress" means the unique visual element associated with a
234 transportation network company that is attached to a transportation network company
235 endorsed vehicle.

236 CC. "Transportation network company" means a person licensed under this
237 chapter that provides application dispatch services via an application dispatch system to
238 connect drivers with passengers for the transportation of passengers for fares.

239 DD. "Transportation network company driver" means a licensed for-hire driver
240 affiliated with a licensed transportation network company in order to provide
241 transportation to passengers by an application dispatch system.

242 EE. "Transportation network company endorsed vehicle" means a vehicle with a
243 transportation network company vehicle endorsement.

244 FF. "Transportation network company representative" means a person who a
245 transportation network company has authorized to:

- 246 1. File applications and other documents on behalf of the company;
247 2. Receive and accept all correspondence and notices from the county pertaining
248 to the company or its drivers.

249 GG. "Transportation network company vehicle endorsement" means an
250 endorsement on a for-hire driver's license that allows the for-hire driver to use the driver's
251 personal vehicle to affiliate with a transportation network company to provide
252 transportation to passengers by an application dispatch system.

253 HH. "Wheelchair accessible taxicab" or "wheelchair accessible for-hire vehicle"
254 or "wheelchair accessible transportation network company endorsed vehicle" means a
255 taxicab, for-hire vehicle or transportation network company endorsed vehicle designed or
256 modified to transport passengers in wheelchairs or other mobility devices and conforming
257 to the requirements of the Americans with Disabilities Act and inspected and approved
258 by the director ((or the director's designee)).

259 SECTION 3. Ordinance 10498, Section 5, as amended, and K.C.C. 6.64.015 are
260 each hereby amended to read as follows:

261 The executive may execute an interlocal agreement with either the city of Seattle
262 or the Port of Seattle, or both, for the purposes of coordinating and consolidating for-hire
263 driver, taxicab and for-hire vehicle licensing, administration and enforcement, reducing
264 duplication of licensing functions((~~and~~)) and a sharing of license fees as agreed to by the
265 city and county. The agreement may authorize the city to accept and investigate
266 applications for and issue taxicab and for-hire vehicle licenses and license renewals on
267 behalf of the county, but only if the city uses the requirements of this chapter for taxicab
268 and for-hire vehicle licenses. The agreement may authorize the county to accept and

269 investigate applications for and issue either for-hire driver licenses and license renewals
270 ~~((and/))~~ or taxicab vehicle licenses and license renewals, or both, on behalf of the city, but
271 only if the city agrees to the requirements of this chapter for either driver licenses
272 ~~((and/))~~ or taxicab licenses, or both.

273 NEW SECTION. SECTION 4. There is hereby added to K.C.C. chapter 6.64 a
274 new section to read as follows:

275 The director is authorized to adopt rules under the procedures specified in K.C.C.
276 chapter 2.98 for the purpose of implementing this chapter.

277 NEW SECTION. SECTION 5. There is hereby added to K.C.C. chapter 6.64 a
278 new section to read as follows:

279 A. The director shall set fees in K.C.C. 6.64.025, as recodified by this ordinance,
280 in accordance with this section.

281 B. The director shall make available to the public a description of the director's
282 procedures for setting fees. The description shall include information on how to inquire
283 about the director's proposed and adopted fees and public comment opportunities.

284 C.1. The director shall give at least twenty days' notice of the director's intention
285 to set fees by providing notice:

286 a. in writing or by electronic format, to:

287 (1) the clerk of the council;

288 (2) all council members;

289 (3) all persons who have made a timely request for advance notice of fee
290 setting; and

291 (4) all existing fee payers; and

292 b. by publishing in the official county newspaper a summary of the notice of
293 the proposed action, including the information in subsection C.2. a. through e. of this
294 section.

295 2. The notice made in subsection C.1. of this section shall:

296 a. include a reference to this section;

297 b. include a reference to the fee type to which the fee will be applied;

298 c. include a date and place by which comments must be submitted;

299 d. specify whether the proposal is a change or an elimination of a fee;

300 e. if the proposal is to change a fee, indicate both the amount of the existing
301 fee and the proposed fee; and

302 f. state the reason for and methodology used to determine the proposed new
303 fee.

304 3. The director shall consider all comments received by the prescribed date for
305 comment before the fee is set.

306 D. A fee is set when signed by the director. A fee takes effect ten days after it is
307 set.

308 E. Once a fee is set, the director shall post the amount of the fee in both written
309 and electronic form for inspection, review and copying by the public, including providing
310 a copy, in writing or by electronic format, of the fee to the clerk of the county council and
311 each member of the county council and posting the fee on the Internet.

312 F. A new fee may not be established unless the fee is approved by the council by
313 ordinance.

314 NEW SECTION. SECTION 6. There is hereby added to K.C.C. chapter 6.64 a
315 new section to read as follows:

316 A. King County taxicab and for-hire vehicle licenses shall transition to a
317 medallion system.

318 B. Persons holding taxicab or for-hire vehicle licenses as of the effective date of
319 this section shall receive one medallion for each taxicab or for-hire vehicle license upon
320 payment of a one-time administrative fee of one hundred dollars. Failure to pay this fee
321 shall result in the denial of the renewal of a taxicab or for-hire vehicle license.

322 C. King County assumes no liability for any devaluation of a medallion,
323 including but not limited to any devaluation due to regulatory action or market forces. In
324 accepting a medallion, the license holder shall agree to waive any liability, claims,
325 actions, suits, loss, costs, expense judgments, attorneys' fees or damages resulting directly
326 or indirectly from any act or omission of King County, its officials, officers, employees
327 and agents regarding the valuation or devaluation of the medallion.

328 D. Taxicab and for-hire vehicle medallions are subject to all regulations in this
329 chapter. The interest of a medallion owner may be suspended or revoked for any reason
330 that substantiates suspension or revocation of a taxicab or for-hire vehicle license. Upon
331 a final order of revocation, a medallion shall be involuntarily transferred.

332 E. A medallion holder shall not transfer a medallion if revocation proceedings
333 with respect to that medallion have been initiated.

334 F. The director shall adopt rules in accordance with section 4 of this ordinance to
335 implement this section, including rules governing:

336 1. Medallion lease agreements;

- 337 2. Security interests in medallions;
- 338 3. Public auction sales of medallions upon revocation, including procedures for
- 339 notification of lienholders or persons with security interests and recoupment of the
- 340 county's costs of conducting the sale;
- 341 4. Medallion transfers upon foreclosure, which may include provisions for
- 342 public auction sale by the director;
- 343 5. Medallion transfers in cases of death or incompetence; and
- 344 6. Any other rule necessary to implement this section.

345 SECTION 7. There is hereby established a new chapter in K.C.C. Title 4A. This

346 new chapter shall contain K.C.C. 6.64.025, as recodified by this ordinance.

347 SECTION 8. K.C.C. 6.64.025, as amended by this ordinance, is hereby

348 recodified as a new section in the new chapter established in section 7 of this ordinance.

349 SECTION 9. Ordinance 10498, Section 6, as amended, and K.C.C. 6.64.025 are

350 each hereby amended to read as follows:

351 A. The following ~~((nonrefundable))~~ fees ~~((for taxicab and for hire vehicles))~~ shall

352 apply until the director adopts fees under subsection B. of this section:

353 ~~((A.))~~ 1. Taxicab or for-hire vehicle ~~((license))~~ fees

354	Taxicab <u>license</u>	\$450.00
355	Wheelchair accessible taxicab <u>license</u>	No fee
356	Taxicab <u>license</u> late fee	\$45.00
357	For-hire vehicle <u>license</u>	\$450.00
358	For-hire vehicle <u>license</u> late fee	\$45.00
359	Vehicle equipment change	\$75.00

360	Change of owner: July/Dec	\$450.00
361	Jan/June	\$225.00
362	Replace taxicab plate	\$25.00
363	Vehicle inspection rescheduling fee	\$25.00;
364	<u>((B-)) 2. For-hire driver fees, except transportation network company drivers</u>	
365	<u>((Taxicab and for-hire license)) Driver license</u>	<u>\$((95.00)) 85.00</u>
366	<u>Driving abstract</u>	<u>per charge authorized by</u>
367		<u>RCW 46.52.130</u>
368	<u>License ((L))late fee</u>	\$15.00
369	ID photo	\$5.00
370	Fingerprinting	per charge authorized by
371		RCW 10.97.100
372	Replacement license	\$5.00
373	Training fee	per contract
374	Rescheduling fee	\$15.00;
375	<u>3. Taxicab association license fee or for-hire vehicle company fee</u>	
376	<u>One to fifteen vehicles</u>	<u>\$250.00</u>
377	<u>Sixteen to twenty-five vehicles</u>	<u>\$500.00</u>
378	<u>Twenty-six or more vehicles</u>	<u>\$1,000.00</u>
379	<u>Late fee</u>	<u>\$100.00; and</u>
380	<u>4. a. A transportation network company shall pay a quarterly fee of thirty-five</u>	
381	<u>cents per ride on a schedule determined by the director for all rides originating in:</u>	
382	<u>(1) unincorporated King County; or</u>	

383 (2) any municipality that contracts with the county for the county to license
384 transportation network companies that operate in the municipality.

385 b. The fee is for the regulatory and enforcement costs related to the company
386 and its drivers and endorsed vehicles.

387 B. By February 15, 2015, the director shall review the fees in subsection A. of
388 this section in coordination with the city of Seattle. The purpose of the review shall be to
389 determine the fees that are needed to cover the director's regulatory and enforcement
390 costs. Thereafter, the director may adjust any fee in subsection A. of this section as
391 authorized in section 5 of this ordinance. In adjusting fees, the director shall consider at
392 least the following factors:

393 1. The projected costs and annual budget for regulatory and enforcement costs
394 related to transportation network companies, taxicabs, for-hire vehicles and for-hire
395 drivers;

396 2. The need for increased enforcement activities; and

397 3. The total number of trips across transportation network companies, taxicabs
398 and for-hire vehicles.

399 C. In addition to the fees under subsection A. of this section, each taxicab
400 licensee, for-hire vehicle licensee or transportation network company shall pay a fee
401 surcharge of ten cents per ride as prescribed in section 10 of this ordinance.

402 D. After November 16, 2015, the director may adjust the fee surcharge in
403 subsection C. of this section under section 5 of this ordinance. In adjusting the fee
404 surcharge, the director shall consider at least the following factors:

405 1. Reimbursement already made for purchasing and retrofitting wheelchair
406 accessible taxicabs, for-hire vehicles or transportation network company endorsed
407 vehicles;

408 2. The estimated need for purchasing and retrofitting wheelchair accessible
409 taxicabs, for-hire vehicles or transportation network company endorsed vehicles in the
410 upcoming year; and

411 3. Factors that may affect the supply, demand and financial viability of
412 wheelchair accessible taxi rides.

413 E. Any late fee established in this section applies when an application for license
414 renewal is received later than one working day after the expiration date of the prior
415 license or a scheduled payment for a fee is overdue.

416 NEW SECTION. SECTION 10. There is hereby added to K.C.C. chapter 6.64 a
417 new section to read as follows:

418 A. Each taxicab licensee, for-hire vehicle licensee or transportation network
419 company shall pay a fee surcharge of the amount in K.C.C. 6.64.025.C. and D., as
420 recodified by this ordinance, for all rides originating in:

421 1. Unincorporated King County; or

422 2. Any municipality that contracts with the county for the county to license
423 taxicabs, for-hire vehicles or transportation network companies that operate in the
424 municipality.

425 B. The fee surcharge in subsection A. of this section shall be used to offset the
426 operational costs incurred by owners and operators of wheelchair accessible taxi,
427 wheelchair accessible for-hire vehicle or wheelchair accessible transportation network

428 company endorsed vehicle services including, but not limited to, the costs associated with
429 purchasing and retrofitting an accessible vehicle, fuel and maintenance costs and the time
430 involved in providing wheelchair accessible trips.

431 C. The director shall adopt rules to establish the conditions and procedure for
432 distributing funds to wheelchair accessible taxicab, wheelchair accessible for-hire vehicle
433 or wheelchair accessible transportation network company endorsed vehicle owners and
434 drivers, including the maximum amount of reimbursement.

435 NEW SECTION. SECTION 11. There is hereby added to K.C.C. chapter 6.64 a
436 new section to read as follows:

437 It is unlawful for a person to operate as a taxicab association without first having
438 obtained a taxicab association license under this chapter.

439 NEW SECTION. SECTION 12. There is hereby added to K.C.C. chapter 6.64 a
440 new section to read as follows:

441 The director shall not issue a taxicab association license unless the person
442 represents or owns at least fifteen taxicabs licensed by King County.

443 NEW SECTION. SECTION 13. There is hereby added to K.C.C. chapter 6.64 a
444 new section to read as follows:

445 A. A person desiring to operate as a taxicab association shall file annually with
446 the director a signed taxicab association application on a form provided by the director.

447 The application shall include the following information:

448 1. The applicant's: name; business street address and post office box address;
449 business telephone number and business email address at which the taxicab association
450 representative can generally be reached between 9 a.m. and 5 p.m. on all nonholiday

451 weekdays; and Federal Communications Commission-licensed frequencies used for
452 dispatch or response;

453 2. The form of business entity under which the applicant will operate;

454 a. if the applicant is an individual, the information in subsection A.1. of this
455 section if not already provided and the date of birth of the owner; or

456 b. if the applicant is a corporation, partnership or other business entity: the
457 names, home and business addresses, telephone numbers and date of birth of all officers,
458 directors, general and managing partners, registered agents, the association representative
459 and all other persons vested with authority to manage or direct the affairs of the entity or
460 to bind the entity in dealings with third parties; the entity's legal name and state of
461 incorporation; registration, if any, with the Secretary of State of the state of Washington;
462 and state of Washington business license number;

463 3. The color scheme and two two-inch-by-two-inch sample color chips the
464 applicant proposes to use for each of its taxicabs;

465 4. For each of the association's taxicabs, the number assigned under K.C.C.
466 6.64.390 and the name of the vehicle owner;

467 5. The special or contract agreement rates, or both, that will be charged by the
468 taxicab association's taxicabs;

469 6. Documentation of the association's application dispatch rate structure as
470 required by section 73.C. of this ordinance, if applicable; and

471 7. Other information as the director may reasonably require.

472 B. The applicant shall inform the director in writing within seven days if there is
473 any change to the information provided under subsection A. of this section.

474 C. An association license is valid for not more than one year and expires annually
475 on December 31.

476 D. An association license shall not be leased, transferred or assigned.

477 NEW SECTION. SECTION 14. There is hereby added to K.C.C. chapter 6.64 a
478 new section to read as follows:

479 A. The taxicab association's ability to satisfy stated criteria for a taxicab
480 association license does not create a right to a license.

481 B. The director shall deny any association license application if the director
482 determines that:

- 483 1. The applicant does not represent or own at least fifteen taxicabs;
- 484 2. The application is incomplete or has a misstatement or omission of material
485 fact; or
- 486 3. The rate structure is not transparent as required by section 73.C. of this
487 ordinance.

488 C. The director may deny an annual application for license renewal if the
489 applicant:

- 490 1. Has failed to pay all outstanding penalties assessed against the association; or
- 491 2. Has failed within five years of the date of application to meet any of the
492 requirements in section 17 of this ordinance.

493 NEW SECTION. SECTION 15. There is hereby added to K.C.C. chapter 6.64 a
494 new section to read as follows:

495 The director shall have final approval over the taxicab association's color scheme,
496 in order to ensure that there is no risk of confusion between the colors of different taxicab
497 associations.

498 NEW SECTION. SECTION 16. There is hereby added to K.C.C. chapter 6.64 a
499 new section to read as follows:

500 The director may revoke or suspend a taxicab association license if during the
501 license period the association fails to meet any of the requirements in section 17 of this
502 ordinance. In determining whether to suspend or revoke the license, the director shall
503 consider the gravity of the association's noncompliance and whether suspension is
504 appropriate to allow the company time to correct the noncompliance.

505 NEW SECTION. SECTION 17. There is hereby added to K.C.C. chapter 6.64 a
506 new section to read as follows:

507 In addition to meeting the license application requirements in section 12 of this
508 ordinance, a taxicab association shall:

509 A. Maintain a business office that:

510 1. Is open and personally staffed all nonholiday business days between 9 a.m.
511 and 5 p.m.;

512 2. Has a toll-free business telephone number that is answered during all hours
513 that its taxicabs are operating;

514 3. Has a mailing address at which the taxicab association representative will
515 accept mail;

516 B. When required by the director, forward correspondence from the director to a
517 taxicab licensee or driver within five business days after receiving the correspondence by
518 first class mail or email and keep a record of the mailings;

519 C. Retain association records, including: copies of taxicab owners' licenses;
520 copies of drivers' for-hire licenses; taxicab repair and service records; passenger comment
521 cards; new driver training records; vehicle insurance policies; copies of vehicle
522 registrations; taxicab sign out log or equivalent; and radio, computer or application
523 dispatch records. Records may be maintained electronically;

524 D. Collect, retain, and report the information required under section 74 of this
525 ordinance;

526 E. Permit the director to carry out inspections with reasonable notice of all
527 records required to be kept under this chapter and all of the association's taxicabs;

528 F. Provide secure storage for all items left in an association's taxicab by a
529 passenger and turned in by the driver;

530 G. Provide radio or computer dispatch during all hours that its taxicabs are
531 operating. Every request for service must be satisfied as long as there are any operating
532 taxicabs not in use, except that drivers may refuse to provide service under K.C.C.

533 6.64.680.I.;

534 H. Ensure that each of its taxicabs is insured as required by section 35 of this
535 ordinance;

536 I. Ensure that each of its taxicabs maintains the association's color scheme and
537 identification;

538 J. Notify the director within two working days of having knowledge of the
539 following:

540 1. A conviction or bail forfeiture received by any driver or owner of an
541 association's taxicab for any criminal offense or traffic violation that occurs during or
542 arises out of operation of a taxicab;

543 2. A conviction or bail forfeiture received by any driver or owner of an
544 association's taxicab for any criminal offense reasonably related to the driver's fitness to
545 operate a taxicab or the taxicab licensee's fitness to be licensed;

546 3. A vehicle accident required to be reported to the state of Washington
547 involving any driver or owner of an association's taxicab; and

548 4. A restriction, suspension or revocation of a state of Washington driver's
549 license issued to a driver of an association's taxicab;

550 K. Notify the director within five working days of any new taxicab joining the
551 association or any taxicab leaving the association;

552 L. Maintain the rate structure documented with the application, if applicable, or
553 file with the director for approval the documentation required by section 73.C. of this
554 ordinance; and

555 M. Pay all penalties assessed against the association.

556 NEW SECTION. SECTION 18. There is hereby added to K.C.C. chapter 6.64 a
557 new section to read as follows:

558 A. A for-hire vehicle company shall:

559 1. Collect weekly and maintain for-hire vehicle and driver operational records
560 as required by section 74 of this ordinance;

561 2. Provide quarterly to the director the reports required by section 74 of this
562 ordinance;

563 3. Comply with the following requirements for a color scheme:

564 a. use a color scheme distinct from the yellow, orange or green used by
565 taxicabs; and

566 b. submit two two-inch-by-two-inch sample color chips of the company's
567 proposed color scheme to the director for the director's approval.

568 B. The director shall deny a proposed color scheme that is composed solely of the
569 yellow, orange or green colors, or any combination thereof, used by taxicabs.

570 C. If the director has approved a color scheme, a for-hire vehicle company shall
571 submit to the director any proposed change to the approved scheme for a new approval.

572 NEW SECTION. SECTION 19. There is hereby added to K.C.C. chapter 6.64 a
573 new section to read as follows:

574 A. It is unlawful for a person to operate as a transportation network company
575 without first having obtained a transportation network company license under this
576 chapter.

577 B. It is unlawful for a person to operate an application dispatch system unless:

578 1. The person is a licensed transportation network company; or

579 2. The person uses the application dispatch system exclusively for taxicabs or
580 for-hire vehicles consistent with K.C.C. 6.64.760.

581 NEW SECTION. SECTION 20. There is hereby added to K.C.C. chapter 6.64 a
582 new section to read as follows:

583 The director shall not issue a transportation network company license unless the
584 person meets the following requirements:

585 A. Requires that drivers who affiliate with the company:

586 1. Possess a for-hire driver's license; and

587 2. When active on the company's dispatch system, operate a vehicle that is a
588 taxicab, for-hire vehicle or transportation network company endorsed vehicle;

589 B. During the provisional insurance period, ensures that each endorsed vehicle at
590 any time while active on the company's application dispatch system has liability
591 insurance in an amount no less than required by RCW 46.72.050 and minimum
592 underinsured motorist coverage of fifty thousand dollars per person and one hundred
593 thousand dollars per accident. The insurance policy, and any related driver contracts if
594 applicable, must be submitted to the director. The insurance policy shall:

595 1. At a minimum be issued by either:

596 a. An admitted carrier in the state of Washington with an A.M. Best Rating of
597 not less than B VII; or

598 b. A surplus line insurer with an A.M. Best Rating of not less than B+ VII;

599 2. Name King County, its officers, officials, agents and employees as an
600 additional insured on the insurance policy; and

601 3. Provide that the insurer will notify the director in writing of any cancellation
602 or nonrenewal at least thirty days before cancellation or nonrenewal of the policy; and

603 C. By the first business day after the provisional insurance period:

604 1. If the state Legislature in its 2015 session enacts requirements that replace the
605 current insurance requirements in chapter 46.72 RCW, files with the director on behalf of

606 the registered owners of endorsed vehicles, or ensures that the registered owners have
607 filed, an insurance policy, and any related driver contracts if applicable, demonstrating
608 that each endorsed vehicle has insurance that complies with state law; or

609 2. If the state Legislature in its 2015 session does not enact requirements that
610 replace the current insurance requirements in chapter 46.72 RCW, files with the director
611 an insurance policy, and any related driver contracts if applicable, demonstrating that
612 each endorsed vehicle at any time while active on the company's dispatch system has
613 insurance in an amount no less than required by RCW 46.72.050 and minimum
614 underinsured motorist coverage of fifty thousand dollars per person and one hundred
615 thousand dollars per accident. The insurance policy shall:

616 a. at a minimum be issued by either:

617 (1) an admitted carrier in the state of Washington with an A.M. Best Rating
618 of not less than B+ VII; or

619 (2) a surplus line insurer with an A.M. Best Rating of not less than B+ VII
620 with evidence that an exemption has been met allowing use of a surplus lines insurer;

621 b. name King County, its officers, officials, agents and employees as an
622 additional insured on the insurance policy;

623 c. provide that the insurer will notify the director in writing of any cancellation
624 or nonrenewal at least thirty days before cancellation or nonrenewal of the policy; and

625 d. not include aggregate limits, or named driver requirements or exclusions.

626 Other limitations or restrictions beyond standard insurance services office business auto
627 policy form are subject to approval by the director.

628 NEW SECTION. SECTION 21. There is hereby added to K.C.C. chapter 6.64 a
629 new section to read as follows:

630 A. A person desiring to operate as a transportation network company shall file
631 annually with the director a signed transportation network company license application
632 on a form provided by the director. The application shall include the following:

633 1. The applicant's: name, business street address and post office box address,
634 business telephone number and business email address at which the transportation
635 network company representative can generally be reached between 9 a.m. and 5 p.m. on
636 all nonholiday weekdays;

637 2. The form of business entity under which the applicant will operate;
638 a. if the applicant is an individual: the information in subsection A.1. of this
639 section if not already provided and the date of birth of the owner; or

640 b. if the applicant is a corporation, partnership or other business entity: the
641 names, home and business addresses, telephone numbers and of all officers, directors,
642 general and managing partners, registered agents, the company representative and all
643 other persons vested with authority to manage or direct the affairs of the entity or to bind
644 the entity in dealings with third parties; the entity's legal name and state of incorporation;
645 registration, if any, with the Secretary of State of the state of Washington; and state of
646 Washington business license number;

647 3. The trade dress, if any, the applicant intends to use for each endorsed vehicle,
648 with a photo of the trade dress;

649 4. Evidence of the insurance required by section 20. of this ordinance;

650 5. Documentation of the company's application dispatch rate structure as
651 required by section 73.C. of this ordinance; and

652 6. Other information as the director may reasonably require.

653 B. The applicant shall inform the director in writing within seven days if there is
654 any change to the information provided under subsection A. of this section.

655 C. A transportation network company license is valid for not more than one year.

656 D. A transportation network company license shall not be leased, transferred or
657 assigned.

658 NEW SECTION. SECTION 22. There is hereby added to K.C.C. chapter 6.64 a
659 new section to read as follows:

660 A. The transportation network company's ability to satisfy stated criteria for a
661 transportation network license does not create a right to a license.

662 B. The director shall deny any company license application if the director
663 determines that:

664 1. The applicant provides access to its application dispatch system to drivers
665 who do not meet the requirements in section 20.A. of this ordinance;

666 2. The applicant fails to submit evidence of the insurance required by section
667 20. of this ordinance;

668 3. The application is incomplete or has a misstatement or omission of material
669 fact; or

670 4. The rate structure is not transparent as required by section 73.C. of this
671 ordinance.

672 C. The director may deny an annual application for license renewal if the
673 applicant:

- 674 1. Has failed to pay all outstanding penalties assessed against the company;
675 2. Has failed within five years of the date of application to meet any of the
676 requirements in section 24 of this ordinance.

677 NEW SECTION. SECTION 23. There is hereby added to K.C.C. chapter 6.64 a
678 new section to read as follows:

679 The director may revoke or suspend a transportation network company license if
680 during the license period the transportation network company fails to meet any of the
681 requirements in section 24 of this ordinance. In determining whether to suspend or
682 revoke the license, the director shall consider the gravity of the association's
683 noncompliance and whether suspension is appropriate to allow the company time to
684 correct the noncompliance.

685 NEW SECTION. SECTION 24. There is hereby added to K.C.C. chapter 6.64 a
686 new section to read as follows:

687 In addition to meeting the license application requirements in section 20 of this
688 ordinance, a transportation network company shall:

689 A. Maintain a mailing address and email address where the company's
690 representative will accept mail;

691 B. When required by the director, forward correspondence from the director to a
692 driver within five business days after receiving the correspondence by first class mail or
693 email and keep a record of the mailings;

694 C. Retain company records, including: copies of drivers' for-hire drivers
695 licenses; copies of drivers' vehicle endorsements; copies of for-hire vehicle licenses or
696 taxicab licenses; vehicle insurance policies; passenger complaints; and dispatch records.
697 Records may be maintained electronically;

698 D. Collect, retain and report the information required under section 74 of this
699 ordinance;

700 E. Permit the director to carry out inspections with reasonable notice of all
701 records required to be kept under this chapter;

702 F. Provide secure storage for all items left in a company's driver's vehicle by a
703 passenger and turned in by the driver;

704 G. Require that a passenger be able to view a picture of the driver and vehicle
705 license plate number on the passenger's smart phone, tablet or other mobile device used
706 to connect with the company's dispatch application before the trip is initiated;

707 H. Maintain a nondiscrimination policy that complies fully with all applicable
708 federal, state and local laws that prohibit discrimination;

709 I. Allow any passenger to indicate the need for a wheelchair accessible vehicle
710 and connect the passenger to an accessible vehicle service via an internet link, application
711 or telephone number;

712 J. Notify the director within two working days of having knowledge of the
713 following:

714 1. A conviction or bail forfeiture received by any of the company's drivers for
715 any criminal offense or traffic violation that occurs during or arises out of the driver's
716 operation of a vehicle while active on the company's dispatch system;

717 2. A conviction or bail forfeiture received by any of the company's drivers for
718 any criminal offense reasonably related to the driver's honesty and integrity or ability to
719 operate a vehicle in a safe manner;

720 3. A vehicle accident required to be reported to the state of Washington
721 involving any of the company's drivers; and

722 4. A restriction, suspension or revocation of a Washington state driver's license
723 issued to any of the company's drivers;

724 K. Terminate a driver's access to the company's dispatch system immediately
725 upon:

726 1. Receiving notification from the director that the driver does not meet the
727 requirements of section 20.A. of this ordinance; or

728 2. Having knowledge that a driver meets the criteria for the driver's license to be
729 immediately suspended under K.C.C. 6.64.610;

730 L. Maintain a policy that prohibits the company's drivers while active on the
731 company's dispatch system from being under the influence of any alcohol, narcotics,
732 drugs, or prescription or over-the-counter medication that might impair their performance
733 or in any way jeopardize the safety or security of passengers or the public. Provide
734 notice of the policy on the company's website, mobile application and passenger trip
735 confirmations and include in the notice a telephone number, web site link and email
736 address for a passenger to report to the company a driver who the passenger suspects was
737 in violation of the policy during a trip;

738 M. Maintain the rate structure documented with the application or file with the
739 director for approval the documentation required by section 73.C. of this ordinance;

740 N. Require the company's drivers to comply with section 64 of this ordinance.

741 O. Provide a written insurance disclosure to the company's drivers that includes
742 the following language: "[insert name of company] confirms that while driver [insert
743 driver's full name] is active on the application dispatch system, the driver's vehicle is
744 insured as required by K.C.C. chapter 6.64"; and

745 P. Pay all penalties assessed against the company.

746 NEW SECTION. SECTION 25. There is hereby added to K.C.C. chapter 6.64 a
747 new section to read as follows:

748 A. It is unlawful for a driver to be active on a transportation network company's
749 dispatch system without a for-hire driver's license.

750 B. It is unlawful for a driver while active on a transportation network company's
751 dispatch system to operate a vehicle other than a taxicab, for-hire vehicle or
752 transportation network company endorsed vehicle.

753 NEW SECTION. SECTION 26. There is hereby added to K.C.C. chapter 6.64 a
754 new section to read as follows:

755 A. The director shall not issue a transportation network company vehicle
756 endorsement unless the person meets the following requirements:

- 757 1. Has a for-hire driver's license under this chapter;
758 2. Is the registered owner of the vehicle; and
759 3. Is affiliated with a licensed transportation network company.

760 B. The director shall not issue a transportation network company vehicle
761 endorsement unless the vehicle meets the following requirements:

- 762 1. Is personal;

- 763 2. Is a passenger car as defined in RCW 46.04.382;
764 3. Has insurance that complies with section 20 of this ordinance; and
765 4. Has a certificate of safety as required by K.C.C. 6.64.360.

766 NEW SECTION. SECTION 27. There is hereby added to K.C.C. chapter 6.64 a
767 new section to read as follows:

768 A. An applicant for a transportation network company vehicle endorsement, or a
769 transportation network company on behalf of the applicant, shall file annually with the
770 director a signed application on a form provided by the director to include the following
771 information about the applicant:

- 772 1. Name, aliases, residence and business address and residence and business
773 telephone numbers;
- 774 2. Place and date of birth, which shall be at least twenty-one years before the
775 date of application, height, weight, color of hair and color of eyes;
- 776 3. Washington state driver's license number. The applicant shall present the
777 applicant's Washington state driver's license or a copy at the time of application;
- 778 4. Evidence of a for-hire driver's license;
- 779 5. Vehicle information including vehicle identification number and Washington
780 state license number;
- 781 6. Evidence of vehicle insurance as required in section 20 of this ordinance;
- 782 7. Vehicle certificate of safety required by K.C.C. 6.64.360;
- 783 8. Whether any of the circumstances in section 28.B. of this ordinance apply to
784 the applicant;

785 9. Evidence that the applicant is affiliated with a transportation network
786 company; and

787 10. Other information as reasonably determined by the director.

788 B. The transportation network company vehicle endorsement consists of a
789 certificate, an endorsement sticker affixed to the vehicle owner's for-hire driver's license,
790 and an endorsement decal affixed to the vehicle. The certificate shall include the
791 following:

- 792 1. Vehicle identification number;
- 793 2. Vehicle registered owner's full legal name;
- 794 3. Vehicle license plate number;
- 795 4. Endorsement expiration date;
- 796 5. Unique number; and
- 797 6. Other information the director may reasonably require.

798 C. A transportation network company vehicle endorsement is valid for not more
799 than one year and shall expire the same day as the for-hire driver's license it endorses.

800 D. A person shall not lease, transfer or assign a transportation network company
801 vehicle endorsement.

802 NEW SECTION. SECTION 28. There is hereby added to K.C.C. chapter 6.64 a
803 new section to read as follows:

804 A. The director shall deny any transportation network company vehicle
805 endorsement application if the director determines that:

- 806 1. The applicant has failed to affiliate with a licensed transportation network
807 company;
-

808 2. The applicant fails to meet one or more of the applicant or vehicle
809 requirements under section 26.A. or B. of this ordinance; or

810 3. The application is incomplete or has a misstatement or omission of material
811 fact.

812 B. The director may deny any transportation network company vehicle
813 endorsement application if the director determines that any one or more of the following
814 apply:

815 1. Within two years of the date of application, the applicant has engaged in the
816 business of operating in unincorporated King County a taxicab or for-hire vehicle for
817 which a license is required while unlicensed or while such license was suspended or
818 revoked;

819 2. Within twelve months of the date of application, the applicant has violated
820 any city of Seattle, Port of Seattle or King County ordinance or regulation pertaining to
821 the operation of licensed taxicabs or licensed for-hire vehicles while in those
822 jurisdictions, if such a violation would constitute grounds for license revocation or denial
823 if occurring within King County; and

824 3. Within twelve months of the date of application, the applicant has its King
825 County taxicab or for-hire vehicle license revoked.

826 NEW SECTION. SECTION 29. There is hereby added to K.C.C. chapter 6.64 a
827 new section to read as follows:

828 A. A transportation network company endorsement shall be immediately
829 suspended if:

830 1. At any time the insurance required by section 20 of this ordinance expires,
831 lapses or is cancelled or revoked; or

832 2. The director places the vehicle out-of-service for a violation of a vehicle
833 standard that is found to be an immediate safety hazard and immediate suspension is
834 necessary to prevent a clear, substantial and imminent hazard to life, safety or property.

835 B. When an endorsement has been suspended under subsection A. of this section,
836 the operation of the vehicle on a transportation network company dispatch system must
837 cease and the endorsement decal surrendered immediately to the director.

838 SECTION 30. Ordinance 10498, Section 10, and K.C.C. 6.64.300 are each
839 hereby amended to read as follows:

840 It is unlawful to own or operate, advertise(~~(,)~~) or engage in the business of
841 operating a taxicab (~~(($\text{\textcircled{e}}$))~~), for-hire vehicle or transportation network company endorsed
842 vehicle without first having obtained, for each and every vehicle so used, a taxicab (~~(($\text{\textcircled{e}}$))~~)
843 license, for-hire vehicle license or transportation network company vehicle endorsement
844 issued under section 27 of this ordinance. (~~((Class M.))~~)

845 SECTION 31. Ordinance 10498, Section 11, as amended, and K.C.C. 6.64.310
846 are each hereby amended to read as follows:

847 For (~~((A))~~)an initial taxicab or for-hire vehicle license and annually thereafter,
848 (~~((application shall be filed by))~~) the registered owner of the vehicle (~~((to be used as a~~
849 ~~taxicab or for-hire vehicle))~~), or a taxicab association or for-hire vehicle company on
850 behalf of the registered owner, shall file a signed application on a form(~~((s provided))~~)
851 approved by the director. The application (~~((shall be signed and sworn to by the applicant~~
852 ~~and))~~) shall include the following:

853 A. The full name of the applicant, date of birth, social security number, business
854 address, home address((~~;~~)) and phone number(~~(;~~ ~~and any other applicant information as~~
855 ~~may be reasonably required))~~);

856 B. If the applicant is a corporation(~~(;~~); the corporation name, (~~(corporation's)~~)
857 business address and telephone number(~~(;~~); full names, titles, dates of birth, social
858 security numbers, home addresses and phone numbers of each officer(~~(;~~ ~~and~~)); the name,
859 address, date of birth(~~(;~~)) and phone number of the registered agent of the
860 corporation(~~(;~~); and the corporation's state of Washington business license number (~~(and~~
861 ~~any other corporation information as may be reasonably required))~~);

862 C. Vehicle information including (~~(the name and number the taxicab or for hire~~
863 ~~vehicle will be operating under,);~~ the make(~~(;~~); model(~~(;~~); year(~~(;~~); vehicle
864 identification number(~~(;~~); Washington state license number (~~(and any other vehicle~~
865 ~~information as may be reasonably required))~~; taxicab association or for-hire vehicle
866 company with which the vehicle is associated; and vehicle number assigned by the
867 director under K.C.C. 6.64.390;

868 D. Whether (~~(or not)~~) the applicant or applicants have ever had a license
869 suspended, revoked or denied and for what reason;

870 E. For a for-hire vehicle, documentation of the for-hire vehicle's application
871 dispatch rate structure as required by section 73.C. of this ordinance, if applicable;

872 (~~Criminal history information of the applicant, or if a corporation, each officer~~
873 ~~and registered agent.)) F. Any other information the director may reasonably require; and~~

874 G. The applicant's consent to:

875 1. Be referred for fingerprinting, and all applications shall be referred for a state
876 and federal background investigation under RCW 36.01.300 to regulate the issuance of
877 licenses of those engaged in the taxicab and for-hire occupations and activities; or

878 2. Have a copy of a criminal background check provided directly from a third
879 party approved by the director. The director shall annually issue the list of third parties
880 that are approved to conduct background checks. Approved third parties shall at a
881 minimum:

- 882 a. include local, state and national databases;
883 b. access at least five years of database history; and
884 c. demonstrate competency in providing accurate information.

885 SECTION 32. Ordinance 10498, Section 12, and K.C.C. 6.64.320 are each
886 hereby amended to read as follows:

887 In addition to the application required in ~~((Section))~~ K.C.C. 6.64.310, the
888 applicant for a taxicab or for-hire vehicle license shall submit ~~((the following))~~:

- 889 ~~((State of Washington For Hire Certificate;~~
890 ~~B.))~~ A copy of the ((S))state of Washington vehicle registration;
891 ~~((C. Certificate of))~~ B. Vehicle insurance policy as required in ~~((Section))~~ by
892 K.C.C. 6.64.350((-));
893 ~~((D.))~~ C. Certificate of safety as required in ~~((Section))~~ K.C.C. 6.64.360((-));
894 ~~((E. City of Seattle Weights and Measures vehicle))~~ D. Taximeter inspection
895 approval as required in K.C.C. 6.64.400; and
896 ~~((F.))~~ E. Other documents as may be reasonably required.

897 SECTION 33. Ordinance 10498, Section 13, as amended, and K.C.C. 6.64.330

898 are each hereby amended to read as follows:

899 ~~((No))~~ The director shall not issue a taxicab or for-hire vehicle license to a person
900 or, if the applicant is a corporation, ~~((no))~~ an officer or registered agent, ~~((shall be issued~~
901 ~~a taxicab or for-hire vehicle license))~~ unless the following ~~((minimum applicant~~
902 ~~qualifications))~~ requirements of the person, officer or registered agent are met:

903 A. Must be eighteen years of age or older; and

904 B. Must present documentation, as required by the United States Department of
905 Homeland Security~~((s Citizenship and Immigration Services Agency))~~, that the applicant
906 is authorized to work ~~((and/))~~ or own a business in the United States.

907 SECTION 34. Ordinance 10498, Section 14, and K.C.C. 6.64.340 are each

908 hereby amended to read as follows:

909 ~~((No))~~ The director shall not issue a taxicab or for-hire vehicle license to a person,
910 or if the applicant is a corporation, ~~((no))~~ an officer or registered agent, ~~((shall be issued a~~
911 ~~taxicab or for-hire vehicle license))~~ unless the following ~~((minimum))~~ vehicle
912 requirements are met:

913 A. Must meet a color scheme approved by the director;

914 B. Must be properly insured as required in K.C.C. 6.64.350;

915 C. Must meet the safety standards as required in K.C.C. 6.64.360;

916 D. Must ~~((meet the vehicle standards as required in K.C.C. 6.64.370))~~ be a
917 passenger car as defined in RCW 46.04.382; and

918 E. Must be associated with:

919 1. A taxicab association, or

920 2. A for-hire vehicle company for the purposes of section 18 of this ordinance.

921 SECTION 35. Ordinance 10498, Section 15, as amended, and K.C.C. 6.64.350

922 are each hereby amended to read as follows:

923 A. During the provisional insurance period, the applicant shall provide an
924 insurance policy declaration or insurance binder proving that each vehicle to be licensed
925 has liability insurance in an amount no less than required by RCW 46.72.050 and
926 minimum underinsured motorist coverage of fifty thousand dollars per person and one
927 hundred thousand dollars per accident at any time while active on an application dispatch
928 system, radio, computer, taxicab or for-hire dispatch system or when a taxicab or for-hire
929 vehicle is operating which includes when: a passenger is in the vehicle; the taxicab is
930 parked in a taxi zone; the taximeter is engaged; the office dispatch records show that the
931 vehicle had been dispatched; the taxicab top light is illuminated; the trip records shows
932 that the vehicle has started a shift and there is no entry for ending a shift; or the for-hire
933 driver has offered transportation services to a passenger. The insurance policy shall:

934 1. At a minimum be issued by either:

935 a. an admitted carrier in the state of Washington with an A.M. Best Rating of
936 not less than B VII; or

937 b. a surplus line insurer with an A.M. Best Rating of not less than B+ VII;

938 2. Name King County, its officers, officials, agents and employees as an
939 additional insured on the insurance policy; and

940 3. Provide that the insurer will notify the director in writing of any cancellation
941 or nonrenewal at least thirty days before cancellation or nonrenewal of the policy.

942 B. By the first business day after the provisional period:

943 1. If the state Legislature in its 2015 session enacts requirements that replace the
944 current insurance requirements in chapter 46.72 RCW, file with the director an insurance
945 policy demonstrating that each vehicle to be licensed has insurance that complies with
946 state law.

947 2. If the state Legislature in its 2015 session does not enact requirements that
948 replace the current insurance requirements in chapter 46.72 RCW:

949 a. The applicant shall provide an insurance policy (~~(declaration or insurance~~
950 ~~binder~~)) proving compliance with chapter 46.72 RCW(~~(, as now or hereafter amended,)~~)
951 for each taxicab or for-hire vehicle to be licensed. The policy (~~(declaration or insurance~~
952 ~~binder~~)) shall also provide that the insurer notify the director of any cancellation(~~(,)~~) in
953 writing(~~(,)~~) at least thirty days before cancellation of the policy;

954 ~~((B:))~~ b. The policy shall be issued by an admitted carrier in the state of
955 Washington with (~~(at least)~~) an (~~(A- financial rating by)~~) A.M. Best (~~(, but the director~~
956 ~~may temporarily suspend either or both of these requirements if no other viable insurance~~
957 ~~options are available to the industry)~~) rating of not less than B+ VII or a surplus line
958 insurer with an A.M. Best Rating of not less than B+ VII with evidence that an
959 exemption has been met allowing use of a surplus lines insurer;

960 ~~((C:))~~ c. King County, its officers, officials, agents and employees shall be
961 named as an additional insured on the insurance policy. (~~(Applicant shall provide a copy~~
962 ~~of the additional insured endorsement;~~

963 ~~(D:))~~ d. The policy shall (~~(N))~~not include (~~(self-insured retention, nonstandard~~
964 ~~deductibles,)~~) aggregate limits(~~(, territorial restrictions,)~~) or named driver requirements or
965 exclusions (~~(or any other provisions that limit insurance coverage)~~). Other limitations or

966 restrictions beyond standard business insurance services office business auto policy form
967 are subject to approval by the director; and

968 ~~((E-))~~ e. ((a)) All applicants shall maintain a policy of underinsured motorist
969 coverage which runs to the benefit of passengers. ~~((Proof of compliance will be a))~~ The
970 policy declarations or a ((binder)) certificate of insurance ((indicating)) shall indicate a
971 minimum coverage of fifty thousand dollars per person((;)) and one hundred thousand
972 dollars per accident((;)).

973 ~~((F-))~~ C. If an insurance policy is cancelled, proof of a new policy must be filed
974 before the date of cancellation or the taxicab or for-hire vehicle license is automatically
975 suspended and must be surrendered to the director.

976 SECTION 36. Ordinance 10498, Section 16, as amended, and K.C.C. 6.64.360
977 are each hereby amended to read as follows:

978 A. The ~~((inspection for a))~~ certificate of safety required ~~((in))~~ by section 26 of
979 this ordinance or K.C.C. 6.64.320 shall be ((performed)) provided by an approved
980 mechanic ((facility as defined in this chapter. Such an inspection shall ensure the
981 mechanical and structural integrity of the vehicle and shall include)) and shall certify that
982 the following items are mechanically sound and fit for driving:

983 ~~((1. Adequate braking system including emergency or auxiliary as per the~~
984 manufacturer's allowable tolerance;

985 ~~2. Adequate suspension system to prevent excessive motion when the vehicle is~~
986 in operation;

987 ~~3. Adequate steering system as per the manufacturer's allowable tolerance;~~

- 988 4. ~~Exhaust system that is free of leaks, defects, or tampering and that meets~~
989 ~~State of Washington motor vehicle emissions standards;~~
- 990 5. ~~No fluid leaks, including but not limited to motor oil, antifreeze, transmission~~
991 ~~fluid, and brake fluid;~~
- 992 6. ~~Air conditioning system free of CFC leaks, if the vehicle has such system;~~
- 993 7. ~~No excessive noise;~~
- 994 8. ~~Mechanically sound;~~
- 995 9. ~~Front end aligned; and~~
- 996 10. ~~Other safety standards as may be required for vehicle safe operation as~~
997 ~~prescribed by the director.))~~
- 998 1. Foot brakes;
- 999 2. Emergency brakes;
- 1000 3. Steering mechanism;
- 1001 4. Windshield;
- 1002 5. Rear window and other glass;
- 1003 6. Windshield wipers;
- 1004 7. Headlights;
- 1005 8. Tail lights;
- 1006 9. Turn indicator lights;
- 1007 10. Stop lights;
- 1008 11. Front seat adjustment mechanism;
- 1009 12. Doors, including that doors properly open, close and lock;
- 1010 13. Horn;

1011 14. Speedometer;

1012 15. Bumpers;

1013 16. Muffler and exhaust system;

1014 17. Condition of tires, including tread depth;

1015 18. Interior and exterior rear view mirrors;

1016 19. Safety belts and air bags for driver and a passenger or passengers; and

1017 20. Other items reasonably required by the director.

1018 B. ~~The ((taxicab or for hire)) vehicle owner or the ((service organization))~~
1019 ~~taxicab association~~ shall keep all maintenance and service records for all ~~((of their~~
1020 ~~taxicabs and for hire))~~ vehicles for three years.

1021 C. ~~((The taxicab or for hire vehicle owner or the service organization shall insure~~
1022 ~~that each taxicab or for hire vehicle shall be inspected and obtain a certificate of safety~~
1023 ~~before it is placed into service and thereafter semiannually.))~~ Vehicles shall be
1024 maintained following the service standards recommended by the vehicle manufacturer.

1025 D. A vehicle that has been in a collision and determined by the insurance adjuster
1026 to be a total wreck or total loss shall not be placed back in service until an approved
1027 mechanic with a current certification in structural analysis and damage repair has verified
1028 that there is no damage to the vehicle frame.

1029 E. A vehicle shall not be rebuilt or significantly modified from factory
1030 specifications.

1031 F. Each vehicle owner shall ensure that the safety standards, conditions and
1032 requirements in this section are met and continually maintained.

1033 G. The director shall place a vehicle out of service if the director determines that
1034 a violation of this section is an immediate safety hazard and immediate suspension is
1035 necessary to prevent a clear, substantial and imminent hazard to life, safety or property.

1036 SECTION 37. Ordinance 10498, Section 18, as amended, and K.C.C. 6.64.380
1037 are each hereby amended to read as follows:

1038 All taxicab and for-hire vehicle licenses shall expire on June 30 of each year.

1039 SECTION 38. Ordinance 10498, Section 19, and K.C.C. 6.64.390 are each
1040 hereby amended to read as follows:

1041 The director shall furnish with each taxicab or for-hire vehicle license issued one
1042 or more plates, decals((;)) or tags((;)) bearing the taxicab or for-hire vehicle number((;
1043 as)) assigned by the director((;)) and the expiration year of the license. All plates, decals
1044 or tags shall remain the property of the director.

1045 SECTION 39. Ordinance 10498, Section 20, and K.C.C. 6.64.400 are each
1046 hereby amended to read as follows:

1047 A. Each taxicab shall be equipped with a taximeter as prescribed by the
1048 director((;)).

1049 B. Every taximeter shall be installed at the right side of the driver, either
1050 adjoining the cowl or dashboard of the taxicab, and, except for special service vehicles,
1051 shall contain only one fare rate((;)).

1052 C. The reading face of the taximeter shall at all times be well lighted and
1053 ((distinctly)) readable to passengers((;)).

1054 D. Each taxicab meter shall be inspected by the director before the taxicab is
1055 placed into service and thereafter annually. Upon satisfactorily passing the meter

1056 inspection, a written notice shall be plainly posted and a security seal attached to the
1057 taximeter as prescribed by the director(~~(§)~~).

1058 E. The taximeter shall conform to the (~~requirements prescribed in Weights and~~
1059 ~~Measures~~) standards in Handbook ((#))44 ((as now or hereafter amended)) published by
1060 the national institute of standards and technology.

1061 (~~F. The taximeter must have the capacity of storing the following information:~~

1062 1. ~~Total trips;~~

1063 2. ~~Total paid miles;~~

1064 3. ~~Total miles operated;~~

1065 4. ~~Total number of fare units and/or fare dollars;~~

1066 5. ~~Total number of and/or dollars for extras.))~~

1067 SECTION 40. Ordinance 10498, Section 21, as amended, and K.C.C. 6.64.410
1068 are each hereby amended to read as follows:

1069 Each taxicab or for-hire vehicle shall be equipped with a consumer information
1070 board(~~(§)~~). (~~(†)~~)The size, material and placement of the consumer information board shall
1071 be prescribed by the director. The board shall include, at a minimum, the taxicab or for-
1072 hire vehicle name and number, the driver's for-hire driver's license number, the taxi
1073 hotline number and consumer survey and complaint cards.

1074 SECTION 41. Ordinance 10498, Section 22, as amended, and K.C.C. 6.64.420
1075 are each hereby amended to read as follows:

1076 It is the responsibility of each taxicab or for-hire vehicle licensee to ensure that
1077 the following conditions or requirements are met and continually maintained:

1078 A. Proof of insurance as required in K.C.C. 6.64.350 is on file with the director
1079 ~~(((Class M)))~~;

1080 B. Any person driving, operating, in control of or any lessee of the taxicab or for-
1081 hire vehicle has been issued a for-hire driver's license and the license is valid ~~(((Class~~
1082 ~~M)))~~;

1083 C. The taxicab or for-hire vehicle meets the safety standards in K.C.C. 6.64.360
1084 at all times the vehicle is operating ~~(((Class I or M)))~~;

1085 D. ~~(((The taxicab or for-hire vehicle meets the vehicle standards in K.C.C.~~
1086 ~~6.64.370 at all times the vehicle is operating (Class I or M);~~

1087 E.)) The taxicab or for-hire vehicle owner shall maintain a business address and a
1088 mailing address ~~((where he))~~ at which the owner can accept mail, and a business
1089 telephone in working order that can be answered during normal business hours, Monday
1090 through Friday, and during all hours of operation ~~(((Class I)))~~;

1091 E. A for-hire vehicle must maintain the rate structure documented with the
1092 application, if applicable, or file with the director for approval the documentation
1093 required by section 73.C. of this ordinance; and

1094 F. A wheelchair accessible taxicab licensee must personally operate the vehicle a
1095 minimum of thirty hours per week for at least forty weeks per year for three years
1096 following the date of issuance of a new wheelchair accessible taxicab license. If a
1097 licensee fails to fulfill the minimum use requirement in any one year within the three
1098 years following the date of issuance, the license shall be subject to revocation ~~(((Class I);~~
1099 ~~and~~

1100 ~~G. A for hire driver shall have a valid King County taxicab or for hire vehicle~~
1101 ~~license to operate a taxicab or for hire vehicle in the county. (Class I or M)).~~

1102 SECTION 42. Ordinance 10498, Section 23, as amended, and K.C.C. 6.64.430
1103 are each hereby amended to read as follows:

1104 A. The director shall deny any taxicab or for-hire vehicle (~~owner~~) license
1105 application if the director determines that the applicant(~~(s)~~) or, if a corporation, any of the
1106 officers or registered agent:

1107 1. Has made a(~~ny material~~) misstatement or omission of material fact in the
1108 application (~~for a license~~);

1109 2. Fails to meet any of the applicant or vehicle requirements of a taxicab or for-
1110 hire vehicle owner licensee;

1111 3. Has had, within five years of the date of application, a criminal
1112 conviction(~~(s)~~) or bail forfeiture (~~or other adverse finding~~) for crimes pertaining to
1113 alcohol or controlled substances (~~within five years of the date of application where~~
1114 ~~such~~) when the crime involved the use of a taxicab or for-hire vehicle.

1115 B. The director may deny any taxicab or for-hire vehicle (~~owner~~) license
1116 application if the director determines that the applicant:

1117 1. Has had, within five years of the date of application, a criminal
1118 conviction(~~(s)~~) or a bail forfeiture (~~or other adverse finding~~) involving crimes
1119 reasonably related to the applicant's ability to operate a taxicab or for-hire business,
1120 including, but not limited to, prostitution, gambling, fraud, larceny, extortion or income
1121 tax evasion(~~(, but only if such a criminal conviction, bail forfeiture or other adverse~~
1122 ~~finding was within five years of the date of application)~~);

1123 2. Has been found, either through a criminal conviction, bail forfeiture, ~~((or~~
1124 ~~other adverse finding, including))~~ judgment in a civil suit or decision in an administrative
1125 proceeding, or it has been proven by a preponderance of the evidence regardless of
1126 whether the same act was charged as a civil infraction or a crime, to have exhibited past
1127 conduct in driving or operating a taxicab or for-hire vehicle or operating a taxicab or for-
1128 hire business that would lead the director to reasonably conclude that the applicant will
1129 not comply with the provisions of the chapter related to vehicle requirements and the safe
1130 operation of the vehicle; or

1131 3. Engaged in the business of operating any taxicab or for-hire vehicle for which
1132 a license is required while unlicensed or while such license was suspended or revoked.

1133 SECTION 43. Ordinance 10498, Section 24, as amended, and K.C.C. 6.64.440
1134 are each hereby amended to read as follows:

1135 A. The license for ~~((A))~~ a taxicab or for-hire vehicle ~~((owner's license))~~ shall be
1136 immediately suspended if:

1137 1. At any time the insurance ~~((as))~~ required ~~((in))~~ by K.C.C. 6.64.350 expires,
1138 lapses~~((s))~~ or is cancelled or ~~((is))~~ revoked;

1139 2. The taximeter security seal is missing, broken or tampered with;

1140 3. The director places the vehicle out-of-service for a violation of a vehicle
1141 standard that is found to be an immediate safety hazard and ~~((summary))~~ immediate
1142 suspension is necessary to prevent a clear, substantial and imminent hazard to life, safety
1143 or property;

1144 4. The vehicle owner fails to comply with a written notice ~~((of violation or~~
1145 ~~notice of correction))~~ and order within the prescribed time; or

1146 5. (~~It is discovered~~) The director obtains information after license issuance that
1147 the applicant or, if the applicant is a corporation, any of the officers or registered agent,
1148 failed to meet the applicant qualifications in K.C.C. 6.64.330 or that the vehicle failed to
1149 meet the vehicle qualifications in K.C.C. 6.64.340 at the time the license was issued.

1150 B. The director may suspend or revoke the license for a taxicab or for-hire
1151 vehicle (~~owner's license~~) if the director determines that the licensee has:

1152 1. Received a criminal conviction(~~;~~) or a bail forfeiture (~~or other adverse~~
1153 ~~finding~~) for a crime that would be grounds for denial (~~as set forth~~) in K.C.C. 6.64.430;

1154 2. (~~Been found to have exhibited a~~)A record that would lead the director to
1155 reasonably conclude that the taxicab or for-hire vehicle owner licensee would not comply
1156 with the provisions of the chapter related to vehicle standards or operating requirements;

1157 3. Allowed the operation of a taxicab or for-hire vehicle that does not meet the
1158 safety standards and the vehicle standards as set forth in this chapter;

1159 4. Submitted a safety inspection form that was not completed by an approved
1160 mechanic (~~facility as defined in this chapter~~); or

1161 5. (~~Provided false information in connection with the annual industry reporting~~
1162 ~~required in this chapter~~; or

1163 6.) If licensed as a wheelchair accessible taxicab(~~;~~):

1164 a. failed to personally operate the vehicle for a minimum of thirty hours per
1165 week for at least forty weeks per year as required by K.C.C.6.64.420.F.; or

1166 b. failed to provide priority service to private pay passengers in wheelchairs or
1167 other mobility devices(~~;~~~~or~~

1168 e. ~~failed to comply with any of the requirements in the wheelchair accessible~~
1169 ~~taxicab demonstration project operating agreement~~)).

1170 SECTION 44. Ordinance 10498, Section 25, as amended, and K.C.C. 6.64.450
1171 are each hereby amended to read as follows:

1172 A. ~~((The))~~ A taxicab vehicle owner shall notify the director within five working
1173 days whenever a taxicab is destroyed, rendered permanently inoperable~~((s))~~ or is sold.

1174 B. A replacement vehicle must be placed in service within sixty days of the date
1175 the original vehicle is removed from service unless prior written permission has been
1176 obtained from the director. ~~((It is the intent of this section that the director i))~~In granting
1177 ~~((such))~~ permission for a licensee to take longer than sixty days in placing a replacement
1178 vehicle in service, the director should give~~((s due))~~ consideration to the operating
1179 situation of the ~~((permit holder))~~ licensee ~~((on a case-by-case basis. The following~~
1180 ~~guidelines are to be used in granting permission for a permit holder to take longer than~~
1181 ~~sixty days in placing a replacement vehicle in service and also consider the following))~~.

1182 For granting the permission under this subsection, the following also shall apply:

1183 1. The licensee must submit a written request for an extension of time, stating
1184 the specific reason additional time is required, attaching documents to substantiate the
1185 factual information in the request and identifying a plan and timetable for placing the
1186 replacement vehicle in service~~((Written documents sufficient to substantiate the factual~~
1187 ~~information contained in the request should also be submitted))~~);

1188 2. The plan and timetable submitted must reflect a reasonable approach for
1189 placing the vehicle in service within the shortest possible time ~~((frame))~~);

1190 3. An additional period ~~((of time))~~ not to exceed sixty ~~((calendar))~~ days may be
1191 granted to a ~~((permit holder))~~ licensee in case of severe personal illness or other similar
1192 hardship;

1193 4. An additional period ~~((of time))~~ not to exceed thirty ~~((calendar))~~ days may be
1194 granted to a licensee in case of extensive vehicle repairs or other similar reason;

1195 5. No extension~~((s-will))~~ shall be granted to any ~~((permit holder))~~ licensee who
1196 is unable to meet the basic operational costs, including liability insurance, regulatory fees
1197 and normal maintenance and repairs of operating a taxicab vehicle; and

1198 6. No more than one extension ~~((in time will))~~ may be granted for each vehicle
1199 ~~((permit))~~ during its license year.

1200 C. When a ~~((permit holder))~~ licensee permanently retires any taxicab vehicle
1201 from service and does not replace it within sixty days, the ~~((permit))~~ license for ~~((each))~~
1202 the retired vehicle shall be considered abandoned and ~~((null and))~~ void. The ~~((permit~~
1203 ~~holder))~~ licensee shall immediately surrender ~~((each related))~~ the taxicab plate to the
1204 director. ~~((Such))~~ An abandoned ~~((permits may))~~ license shall not be restored or
1205 transferred by any means and shall be considered revoked.

1206 SECTION 45. Ordinance 10498, Section 26, and K.C.C. 6.64.460 are each
1207 hereby amended to read as follows:

1208 When a vehicle has been placed out-of-service, or a taxicab or for-hire vehicle
1209 license has been suspended or revoked, the operation of the taxicab or for-hire vehicle
1210 must cease~~((s))~~ and the vehicle license plate or decal and taxicab or for-hire vehicle
1211 license surrendered immediately to the director. ~~((Class M))~~

1212 SECTION 46. Ordinance 10498, Section 27, as amended, and K.C.C. 6.64.500
1213 are each hereby amended to read as follows:

1214 It is unlawful for any person to drive, be in control of, or operate a taxicab~~2~~ ~~((or~~)
1215 for-hire vehicle or transportation network company endorsed vehicle in the
1216 unincorporated areas of King County without first having obtained a valid for-hire
1217 driver's license. K.C.C. 6.64.510 through K.C.C. 6.64.695 apply to drivers of taxicabs,
1218 for-hire vehicles and endorsed vehicles unless the context clearly requires otherwise.
1219 ~~((Class M))~~

1220 SECTION 47. Ordinance 10498, Section 28, as amended, and K.C.C. 6.64.510
1221 are each hereby amended to read as follows:

1222 For an initial for-hire driver's license and annually thereafter, ~~((F))~~the applicant,
1223 or a taxicab association, for-hire vehicle licensee, for-hire vehicle company or
1224 transportation network company on behalf of the applicant, shall file a ~~((n))~~ signed
1225 application on a form ~~((furnished))~~ approved by the director~~((, which shall be signed and~~
1226 ~~sworn to by the applicant and))~~. The application may be filed online, by email, by United
1227 States mail or in person. The application shall include the following: name~~((,))~~;
1228 height~~((,))~~; weight~~((,))~~; color of hair and eyes~~((,))~~; residence address~~((,))~~; place and date
1229 of birth~~((,))~~; social security number~~((,))~~; Washington state driver's license number~~((,))~~;
1230 aliases~~((,))~~; ~~((criminal history information,))~~ consent to a background check or a copy of
1231 a background check as required by K.C.C. 6.64.520; whether ~~((or not))~~ the applicant has
1232 ever had a license suspended, revoked or denied and for what cause~~((, medical certificate~~
1233 ~~as required in K.C.C. 6.64.560))~~; the information required in K.C.C. 6.64.530 and

1234 6.64.590; and ~~((such))~~ any other information as the director may ~~((be))~~ reasonably
1235 require~~((d))~~.

1236 SECTION 48. Ordinance 10498, Section 29, as amended, and K.C.C. 6.64.520
1237 are each hereby amended to read as follows:

1238 All applicants for a for-hire driver's license shall:

1239 A. ~~((b))~~ Be referred for fingerprinting, and all applications shall be referred for a
1240 state and ~~((national Washington State Patrol and Federal Bureau of Investigation~~
1241 ~~riminal))~~ federal background ~~((check))~~ investigation under RCW 36.01.300 to regulate
1242 the issuance of licenses of those engaged in the taxicab and for-hire occupations and
1243 activities. ~~((Information relating to the applicants' criminal history, including~~
1244 ~~nonconviction data, shall be forwarded to the records and licensing services division for~~
1245 ~~review))~~; or

1246 B. Have a copy of a criminal background check provided directly from a third
1247 party approved by the director. The director shall annually issue the list of third parties
1248 that are approved to conduct background checks. Approved third parties shall at a
1249 minimum:

- 1250 1. Include local, state and national databases;
1251 2. Access at least five years of database history; and
1252 3. Demonstrate competency in providing accurate information.

1253 SECTION 49. Ordinance 10498, Section 30, as amended, and K.C.C. 6.64.530
1254 are each hereby amended to read as follows:

1255 ~~((No person shall be issued))~~ The director shall not issue a for-hire driver's license
1256 to a person unless the ~~((person possesses the minimum following qualifications as further~~
1257 ~~defined in this chapter))~~ following requirements about the person are met:

1258 A. Must be twenty-one years of age or older;

1259 B. Must possess a valid ~~((state of))~~ Washington state driver's license;

1260 C. Must submit a ~~((physieian's))~~ certificate~~((ion))~~ ~~((certifying the person's))~~ of
1261 fitness ~~((as a for-hire driver upon initial application and every three years thereafter));~~

1262 D. ~~((Must submit a letter from the taxicab vehicle owner that has been approved~~
1263 ~~by the service organization, if applicable, that indicates which taxicab or taxicabs the~~
1264 ~~applicant is authorized to operate;~~

1265 ~~E.))~~ Must have completed ~~((a))~~ the training program ~~((offered or approved by the~~
1266 ~~director))~~ required by K.C.C. 6.64.570;

1267 ~~((F.))~~ E. Must successfully complete ~~((a written exam as further defined in this~~
1268 ~~chapter))~~ the examination required by K.C.C. 6.64.580; and

1269 ~~((G.))~~ F. Must present documentation, as required by the United States
1270 Department of Homeland Security~~((s Citizenship and Immigration Services Agency)),~~
1271 that the applicant is authorized to work in the United States.

1272 SECTION 50. Ordinance 10498, Section 31, as amended, and K.C.C. 6.64.540
1273 are each hereby amended to read as follows:

1274 A. ~~((Upon application for))~~ Pending final action on a for-hire driver's license
1275 ~~((and successful completion of the written and oral examination,))~~ application, the
1276 director ~~((may, at his or her discretion,))~~ shall issue a temporary permit~~((, which shall~~
1277 ~~entitle the applicant to operate a taxicab or for-hire vehicle))~~ within two business days

1278 ~~((pending final action upon the applicant's application for a period not to exceed sixty~~
1279 ~~days from the date of the application))~~ to an applicant who has:

1280 1. Filed a complete application as required by K.C.C. 6.64.510 that has been
1281 reviewed under K.C.C. 6.64.600; and

1282 2. Passed the examination required by K.C.C. 6.64.580.

1283 B. The temporary permit is valid for a period not to exceed sixty days from the
1284 date of the application.

1285 C. The temporary permit shall not be transferable or assignable ~~((and shall be~~
1286 ~~valid only for the taxicab or taxicabs or for hire vehicle or vehicles to which the permit~~
1287 ~~was originally issued)).~~

1288 ~~((C.))~~ D. The temporary permit shall be immediately null and void ~~((should))~~ if
1289 at any time the applicant's Washington state driver's license becomes expired, suspended
1290 or revoked, or following the denial of an application. ~~((The permit shall remain null and~~
1291 ~~void pending the resolution of any appeal as provided.~~

1292 ~~D. In cases where the applicant fails to complete the license issuance process, a~~
1293 ~~temporary license will not be issued, unless the incomplete license application was filed~~
1294 ~~at least two years preceding the application under consideration.))~~

1295 SECTION 51. Ordinance 10498, Section 32, and K.C.C. 6.64.550 are each
1296 hereby amended to read as follows:

1297 ~~((AH))~~ An application ~~((s))~~ for a for-hire driver's license ~~((s))~~ shall become null and
1298 void after sixty days from the date of filing if the applicant, for any reason, fails or
1299 neglects to complete the application process or obtain a license.

1300 SECTION 52. Ordinance 10498, Section 33, and K.C.C. 6.64.560 are each
1301 hereby amended to read as follows:

1302 A. ~~The ((medical certification examination required under K.C.C. 6.64.530 shall~~
1303 ~~be performed by a licensed physician who shall certify the applicant's fitness as a for-hire~~
1304 ~~driver.)) applicant shall certify on a form prescribed by the director that the applicant is~~
1305 physically and mentally fit to be a for-hire driver.

1306 B. ~~((The scope of the examination and the certificate form shall be prescribed by~~
1307 ~~the director.~~

1308 C. ~~The examination shall be required upon initial application, and every three~~
1309 ~~years thereafter; provided, however, t))The director may at any time ((at his discretion))~~
1310 ~~require any for-hire licensee or applicant to be ((re-examined))~~ medically examined if it
1311 appears that the licensee has become physically or mentally incapacitated to such a
1312 degree ~~((so))~~ as to render the applicant or licensee unfit for a for-hire driver. The
1313 examination shall be performed by a physician licensed to practice in the state of
1314 Washington. The director shall prescribe the scope of the examination and provide a
1315 certificate form for the physician to complete.

1316 SECTION 53. Ordinance 10498, Section 34, as amended, and K.C.C. 6.64.570
1317 are each hereby amended to read as follows:

1318 A. ~~((AH))~~ An initial for-hire driver applicant~~((s are))~~ is required to complete:

1319 1. Before filing an application, a training program providing information about
1320 ~~((the history and geography of the Puget Sound area,))~~ defensive driving, use of
1321 emergency procedures and equipment for the driver's personal safety, ~~((and))~~ risk factors

1322 for crimes against for-hire drivers, enhancement of driver((A) and passenger relations,
1323 ((appearance)) professional conduct and communication skills((-)); and

1324 2. Before the end of the temporary permit period under K.C.C. 6.64.540, the
1325 National Safety Council Defensive Driving Course.

1326 B. ~~((The training shall be required upon initial application. Every three years~~
1327 ~~thereafter, the applicant shall be required to complete a refresher course that covers, at a~~
1328 ~~minimum, driver personal safety.)) A currently licensed for-hire driver shall satisfy the
1329 requirements of subsection A. of this section if:~~

1330 1. A taxicab association, for-hire vehicle company or transportation network
1331 company with which the driver is affiliated requests that the driver receive a refresher
1332 course; or

1333 2. The director has reasonable grounds, based on documented complaints or
1334 violations, to believe that a refresher course is necessary.

1335 C. The director shall assure that this training is offered by the county or offered
1336 by another public or private entity, or offered by both. ~~((H))~~ The director shall annually
1337 approve the content and testing processes for training offered by a noncounty entity((,
1338 ~~certification for purposes of obtaining or renewing a license pursuant to this chapter is~~
1339 ~~contingent upon the director's approval that contents and training staff capability are~~
1340 ~~equivalent to what would be provided through the county)).~~

1341 D. A for-hire driver who operates a wheelchair accessible taxicab must
1342 successfully complete a separate training program for the special needs of passengers in
1343 wheelchairs including, but not limited to, loading and tie-down procedures and door-to-
1344 door service.

1345 SECTION 54. Ordinance 10498, Section 35, as amended, and K.C.C. 6.64.580
1346 are each hereby amended to read as follows:

1347 A. An applicant for an initial for-hire driver's license shall be required to
1348 successfully complete an ~~((written and oral))~~ examination. ~~((Existing for-hire driver
1349 licensees who have not completed the written oral examination are required to do so at
1350 the time the for-hire license is renewed.))~~

1351 B. The ~~((written))~~ examination shall test the applicant's knowledge of the
1352 ~~((chapter))~~ requirements dealing with fare determination, driver-passenger relations,
1353 conduct including the applicant's ability to understand oral and written directions in the
1354 English language, vehicle safety requirements ~~((and)),~~ transportation network company
1355 vehicle endorsement and driver regulations, risk factors for crimes against for-hire
1356 drivers, emergency procedures and taxicab equipment for driver's personal safety. The
1357 ~~((written))~~ examination shall also test the applicant's geographical knowledge of King
1358 County and surrounding areas and local public and tourist destinations and attractions.
1359 ~~((The director shall prescribe the content of the examination.))~~

1360 C. ~~((The oral examination shall test the applicant's ability to speak and
1361 understand English sufficiently to perform the responsibilities of a for-hire driver. A
1362 certified diploma from an accredited secondary or post-secondary institution located in
1363 the United States or a country where English is the primary language spoken may waive
1364 the oral test requirement.))~~ The ~~((written))~~ examination is not required for the renewal of
1365 a for-hire driver's license unless the applicant's license has remained expired for more
1366 than one year.

1367 D. The director shall assure that these examinations are offered by the county or
1368 offered by another public or private entity, or offered by both. The director shall
1369 annually approve the content and procedures for examinations offered by a noncounty
1370 entity.

1371 SECTION 55. Ordinance 10498, Section 36, and K.C.C. 6.64.590 are each
1372 hereby amended to read as follows:

1373 Each applicant for a for-hire driver's license shall provide a current copy, or
1374 authorize the director to obtain a current copy, of ((his)) the applicant's driving ((record))
1375 abstract from the Washington ((S))state Department of Licensing.

1376 SECTION 56. Ordinance 17665, Section 20, and K.C.C. 6.64.595 are each
1377 hereby amended to read as follows:

1378 A. A for-hire license that has been approved from an application filed online, by
1379 email or by United States mail shall be picked up directly from the director, and the
1380 applicant shall show photo identification.

1381 B. The ((taxicab and for-hire vehicle)) for-hire driver's license shall be in a form
1382 as determined by the director ((and a)). When issued to an applicant who is affiliated
1383 with a transportation network company, the license shall display "for-hire permit." A
1384 copy of the license shall be ((displayed approximately five and one half inches in height
1385 and eight and one half inches in length and shall be contained under a sealed transparent
1386 cover, in such a manner that the contents cannot be altered or substituted,)) placed inside
1387 each taxicab ((in such a location)) or for-hire vehicle or transportation network company
1388 endorsed vehicle so that the license is clearly visible from the passenger compartment at
1389 all times that the licensee is operating, driving or using the vehicle.

1390 SECTION 57. Ordinance 10498, Section 37, as amended, and K.C.C. 6.64.600

1391 are each hereby amended to read as follows:

1392 (~~For a person holding a for-hire license on or for a person applying for a for-hire~~
1393 ~~license:))~~)

1394 A. The director shall deny any initial or renewal application for a for-hire driver
1395 license (~~renewal or application~~) if the director determines that the applicant:

1396 1. Has made a(~~ny material~~) misstatement or omission of material fact in the
1397 application (~~for a license~~);

1398 2. Fails to meet any of the qualifications of a for-hire driver;

1399 3. Has had, within five years of the date of application, a criminal
1400 conviction(~~(s)~~) or a bail forfeiture (~~or other adverse finding~~) for a crime pertaining to
1401 hit-and-run, reckless driving, attempting to elude an officer by using a vehicle, vehicular
1402 assault, vehicular homicide, reckless endangerment or driving under the influence of
1403 alcohol or a controlled substance, or has been found to be a habitual traffic offender
1404 (~~within five years of the date of application~~);

1405 4. Is required to register as a sex offender; or

1406 5. Has been convicted of a sex offense or kidnapping offense against a minor.

1407 B. The director may deny any for-hire driver license application if the director
1408 determines that the applicant:

1409 1. Has had, within five years of the date of application, a criminal
1410 conviction(~~(s)~~) or a bail forfeiture (~~or other adverse finding~~) involving a crime
1411 pertaining to prostitution, gambling, physical violence or other crimes reasonably related
1412 to the applicant's honesty and integrity, including, but not limited to, fraud, larceny,

1413 burglary or extortion or reasonably related to the person's ability to operate as a
1414 ~~((taxicab)) for-hire driver~~~~((, if the conviction, bail forfeiture or other adverse finding was~~
1415 ~~within five years of the date of application))~~;

1416 2. Has been found ~~((either))~~ through a criminal conviction, bail forfeiture ~~((or~~
1417 ~~other adverse finding, including))~~, judgment in a civil suit or decision in an
1418 administrative proceeding, or has been proven by a preponderance of the evidence
1419 regardless of whether the same act was charged as a civil infraction or a crime, to have
1420 exhibited past conduct in driving or operating as a ~~((taxicab)) for-hire driver~~ that would
1421 lead the director to reasonably conclude that the applicant will not comply with the
1422 provisions of the chapter related to driver and operator conduct and the safe operation of
1423 the vehicle;

1424 3. Has been found ~~((either))~~ through a criminal conviction, bail forfeiture, ~~((or~~
1425 ~~other adverse finding, including))~~ judgment in a civil suit or decision in an administrative
1426 proceeding, or has been proven by a preponderance of the evidence regardless of whether
1427 the same act was charged as a civil infraction or a crime, to have exhibited a past driving
1428 or criminal record that would lead the director to reasonably conclude that the applicant
1429 would not operate ~~((the taxicab or for hire))~~ a vehicle in a safe manner; or

1430 4. Has a felony conviction or ~~((other adverse finding))~~ bail forfeiture related to a
1431 felony under the laws of Washington, ~~((or))~~ another state~~((,))~~ or under federal law.

1432 SECTION 58. Ordinance 10498, Section 38, as amended, and K.C.C. 6.64.610
1433 are each hereby amended to read as follows:

1434 A. A for-hire driver's license shall be immediately suspended and is null and void
1435 if:

- 1436 1. At any time the driver's Washington state driver's license expires, is
1437 suspended or revoked;
- 1438 2. ~~((It is discovered))~~ The director obtains information after license issuance that
1439 the driver fails to meet the qualifications of a for-hire driver; or
- 1440 3. The driver is found to be in possession of controlled substances or alcohol
1441 while in control of or while operating ~~((any taxicab or))~~ a vehicle as a for-hire ~~((vehicle;))~~
1442 driver.

1443 B. The director may suspend or revoke a for-hire driver's license if the director
1444 determines that the licensee has:

- 1445 1. Received a conviction or bail forfeiture ~~((or other adverse finding))~~ for a
1446 crime that would be grounds for denial as set forth in K.C.C. 6.64.600;
- 1447 2. Failed to comply with the driver standards as set forth in this chapter; or
- 1448 3. ~~((Been found to have exhibited a))~~ A driving record that leads the director to
1449 reasonably conclude that the applicant would not operate a ~~((taxicab or for-hire))~~ vehicle
1450 in a safe manner.

1451 SECTION 59. Ordinance 10498, Section 39, and K.C.C. 6.64.620 are each
1452 hereby amended to read as follows:

1453 In addition to the application requirements in this chapter, ~~((F))~~ the director may
1454 obtain ~~((such))~~ other information concerning the applicant's character, integrity, personal
1455 habits, past conduct and general qualifications ~~((as will))~~ that shows the applicant's ability
1456 and skill as a for-hire driver ~~((of a motor vehicle for hire))~~ and ~~((his))~~ the applicant's
1457 honesty, integrity and character for the purposes of determining whether the applicant is a
1458 suitable person to drive as a ~~((motor vehicle))~~ for-hire driver. If the director is satisfied

1459 that the applicant (~~((for a for-hire driver's license))~~) possesses the qualifications and is a
1460 suitable person to drive as a ((motor vehicle)) for-hire driver under ~~((the provisions of))~~
1461 this chapter, ~~((he))~~ the director shall issue ~~((him))~~ the applicant a for-hire driver's license.

1462 SECTION 60. Ordinance 10498, Section 40, and K.C.C. 6.64.630 are each
1463 hereby amended to read as follows:

1464 ~~((A))~~ A for-hire driver's license~~((s))~~ shall expire one year from the date of
1465 application. A licensee shall secure a renewal of the license no later than one month
1466 before the license expiration date.

1467 SECTION 61. Ordinance 10498, Section 41, and K.C.C. 6.64.640 are each
1468 hereby amended to read as follows:

1469 ~~((No))~~ A driver shall not operate a ~~((taxicab or for-hire))~~ vehicle in violation of
1470 any of the for-hire driver standards ~~((as set forth))~~ in this chapter.

1471 SECTION 62. Ordinance 10498, Sections 42 through 46, and K.C.C. 6.64.650
1472 are each hereby amended to read as follows:

1473 A. A driver, before starting each shift, shall check the lights, brakes, tires,
1474 steering, seat belts, taximeter seal~~((s))~~ and other vehicle equipment to see that they are
1475 working properly. The driver shall also ensure that ~~((the state for-hire certificate,))~~ the
1476 county ~~((and/))~~ or city taxicab license or for-hire vehicle license or transportation network
1477 company vehicle endorsement certificate, vehicle registration and proof of insurance card
1478 are in the vehicle. ~~((Class I))~~

1479 B. A driver shall maintain the interior and the exterior of the ~~((taxicab or the for-~~
1480 ~~hire))~~ vehicle in a clean condition and good repair. ~~((Class I))~~

1481 C. A driver shall ~~((not))~~ neither transport more passengers than the number of
1482 seat belts available nor more luggage than the ~~((taxicab))~~ vehicle capacity will safely and
1483 legally allow. ~~((Class I))~~

1484 D. A driver shall not drive, be in control of or operate a ~~((taxicab or for hire))~~
1485 vehicle that does not meet the applicable vehicle standards as set forth in this chapter.
1486 ~~((Class I))~~

1487 E. A driver shall allow the director to inspect the ~~((taxicab or for hire))~~ vehicle at
1488 any reasonable time or place. ~~((Class M))~~

1489 SECTION 63. Ordinance 10498, Sections 47 through 60, as amended, and
1490 K.C.C. 6.64.660 are each hereby amended to read as follows:

1491 A. A driver shall ~~((neither drink any alcoholic beverage while on duty or eight
1492 hours before going on duty nor have in his or her possession an open or unsealed
1493 container of any alcoholic beverage))~~ not operate a vehicle under the influence of any
1494 alcohol, narcotics, drugs, or prescription or over-the-counter medication that might
1495 impair the driver's performance or in any way jeopardize the safety or security of
1496 passengers or the public ~~((Class M))~~.

1497 B. A driver shall, at the end of each trip, check ~~((his or her))~~ the driver's vehicle
1498 for any article that is left behind by ~~((his or her))~~ any passenger ~~((or passengers))~~. The
1499 articles ~~((are to))~~ must be reported as found property on the hotline number, as well as to
1500 the ~~((service organization))~~ taxicab association or transportation network company, and
1501 the articles are to be returned to the ~~((service organization))~~ taxicab association or
1502 ~~((affiliated representative))~~ transportation network company at the end of the shift or
1503 sooner ~~((if possible))~~. ~~((Unaffiliated taxicabs or))~~ Drivers of for-hire vehicles shall

1504 deposit the articles at the for-hire vehicle company, if the company provides a property
1505 return service, or the records and licensing services division (~~((Class M))~~).

1506 C. A driver shall have in (~~(his or her)~~) the driver's possession and posted as
1507 required in K.C.C. 6.64.595 a valid for-hire driver's license at any time (~~(he or she)~~) the
1508 driver is driving, in control of or operating a (~~(taxicab or for-hire)~~) vehicle and the license
1509 shall be displayed as prescribed by the director (~~((Class D))~~).

1510 D. A driver shall comply with any written notice (~~(of violation or notice of~~
1511 ~~correction))~~ and order by the director (~~(including removal from service (Class M))~~).

1512 E. A driver shall not operate a (~~(taxicab or for-hire)~~) vehicle when the (~~(taxicab~~
1513 ~~or for-hire)~~) vehicle has been placed out-of-service by order of the director (~~((Class M))~~).

1514 F. A driver shall immediately surrender the vehicle license plate or decal to the
1515 director upon written notice that the vehicle is out-of-service (~~((Class M))~~).

1516 G. A driver shall not be in control of a (~~(taxicab or for-hire)~~) vehicle for
1517 (~~(neither)~~) more than twelve consecutive hours (~~(nor)~~) or for more than twelve hours
1518 spread over a total of fifteen hours in any twenty-four-hour period. Thereafter, the driver
1519 shall not drive (~~(any taxicab))~~ a vehicle until eight consecutive hours have elapsed
1520 (~~((Class D))~~).

1521 H. (~~(A driver shall not drive, operate or be in control of a taxicab or for-hire~~
1522 ~~vehicle other than that designated on the driver's temporary for-hire permit (Class D).~~

1523 I.) A driver shall not drive, be in control of or operate a taxicab or for-hire
1524 vehicle (~~(where)~~) when the customer information board(~~(, as required under K.C.C.~~
1525 ~~6.64.410))~~ is not present and contains the (~~(required))~~ information(~~(, as))~~ required under
1526 K.C.C. 6.64.410 (~~((Class D))~~).

1527 ~~((J.))~~ I. A driver shall operate the ~~((taxicab or for hire))~~ vehicle with due regard
1528 for the safety, comfort and convenience of passengers ~~((Class I))~~.

1529 ~~((K.))~~ J. A driver shall neither solicit for prostitution nor allow the vehicle to be
1530 used for ~~((such an unlawful purpose))~~ prostitution ~~((Class M))~~.

1531 ~~((L.))~~ K. A driver shall not knowingly allow the ~~((taxicab or for hire))~~ vehicle to
1532 be used for the illegal solicitation, transportation, sale or any other activity related to
1533 controlled substances ~~((Class M))~~.

1534 ~~((M.))~~ L. A driver shall deposit all refuse appropriately and under no
1535 circumstances may litter ~~((Class I))~~.

1536 ~~((N.))~~ M. A driver shall not use offensive language, expressions or gestures to
1537 any person while the driver is driving, operating or in control of a ~~((taxicab or for hire))~~
1538 vehicle ~~((Class I))~~.

1539 ~~((O.))~~ N. A driver shall not operate a wheelchair accessible taxicab unless the
1540 driver has successfully completed the special training requirements in K.C.C. 6.64.570.

1541 ~~((P.))~~ O. A driver shall not use a ~~((cell))~~ mobile phone ~~((while a passenger is in
1542 the taxicab))~~ unless in hands-free mode, consistent with RCW 46.61.667.

1543 NEW SECTION. SECTION 64. There is hereby added to K.C.C. chapter 6.64 a
1544 new section to read as follows:

1545 In addition to meeting the for-hire driver standards in this chapter, a transportation
1546 network company's driver shall meet the following standards:

1547 A. When active on a transportation network company's application dispatch
1548 system, shall drive only the vehicle for which the driver has an endorsement; and

1549 B. When driving an endorsed vehicle, shall only provide rides to fare-paying
1550 passengers that are booked through a transportation network company's application
1551 dispatch system.

1552 SECTION 65. Ordinance 10498, Section 61 through 68, as amended, and K.C.C.
1553 6.64.670 are each hereby amended to read as follows:

1554 A. A driver shall not operate a taxicab that has a taximeter that is not sealed, in
1555 good working order, or accurate. ~~((Class M))~~

1556 B. A driver must activate the taximeter at the beginning of each trip and
1557 deactivate the taximeter upon completion of the trip, unless using an application dispatch
1558 system. Beginning of a trip means the point where the passenger is seated and the
1559 forward motion of the vehicle begins. ~~((Class I))~~

1560 C. A driver shall assure that the meter reading is visible from a normal passenger
1561 position at all times, unless using an application dispatch system. ~~((Class I))~~

1562 D. A driver shall not operate a taxicab or for-hire vehicle that does not have the
1563 rate posted as prescribed by the director. A driver shall confirm any allowable flat rates
1564 charged with the customer before beginning a trip. ~~((Class I))~~

1565 E. A driver shall not ask, demand or collect any rate or fare other than as
1566 specified on the meter, ~~((required by ordinance))~~ permitted by K.C.C. 6.64.760, or
1567 ~~((pursuant))~~ according to special rates or contract rates, unless using an application
1568 dispatch system. Contracts for agreement rates must be available for inspection by the
1569 director and retained by the taxicab or for-hire licensee or company for one year after the
1570 contract expiration date. ~~((Class M))~~

1571 ~~F. A driver of either a taxicab or a for hire vehicle shall complete tripsheets for~~
1572 ~~each trip and shall show all trips in an accurate and legible manner as each trip occurs.~~

1573 ~~(Class I)~~

1574 ~~G. A driver shall complete all items on tripsheets including:~~

- 1575 ~~1. Driver's name and for hire license number;~~
- 1576 ~~2. Company name and vehicle name and number;~~
- 1577 ~~3. Vehicle for hire license number;~~
- 1578 ~~4. Beginning and ending odometer reading;~~
- 1579 ~~5. Beginning and ending time of each shift worked;~~
- 1580 ~~6. Date, time, place or origin, and dismissal of each trip;~~
- 1581 ~~7. Fare collected;~~
- 1582 ~~8. Number of passengers;~~
- 1583 ~~9. "No shows"; and~~
- 1584 ~~10. Contract rates or special rates. (Class I)~~

1585 ~~H. A driver shall allow the director to inspect the daily trip sheet at any time~~
1586 ~~while driving, in control of or operating a taxicab or for hire vehicle.))~~

1587 SECTION 66. Ordinance 10498, Sections 69 through 79, as amended, and
1588 K.C.C. 6.64.680 are each hereby amended to read as follows:

1589 A. ~~((1. A driver shall wear suitable clothes that are neat and clean and the driver~~
1590 ~~shall be well groomed at all times while on duty.))~~ When wearing a costume a driver
1591 shall display a photograph of the driver dressed in the costume along with the driver's for-
1592 hire license.

1593 ~~((2. For the purposes of this subsection:~~

1594 a. ~~"Neat and clean," as it relates to clothes, means that all clothing is clean, free~~
1595 ~~from soil, grease and dirt and without unrepaired rips or tears; and~~

1596 b. ~~"Well groomed" refers to that state of personal hygiene, body cleanliness~~
1597 ~~and absence of offensive body odor normally associated with bathing or showering on a~~
1598 ~~regular basis (Class I:))~~

1599 B. A driver shall provide ~~((his or her))~~ a customer with professional and
1600 courteous service at all times ~~((Class I))~~.

1601 C. A driver of a taxicab shall not refuse a request for service because of the
1602 driver's position in line at a taxicab zone; a passenger may select any taxicab in line
1603 ~~((Class M))~~.

1604 D. A driver shall at all times assist a passenger by placing luggage or packages
1605 that are under fifty pounds in and out of the ~~((taxicab or for hire))~~ vehicle ~~((Class I))~~.

1606 E. A driver shall not refuse to transport in the ~~((taxicab or for hire))~~ vehicle:

1607 1. Any passenger's wheelchair that can be folded and placed in either the
1608 passenger, driver or trunk compartment of the ~~((taxicab or for hire))~~ vehicle;

1609 2. An assist dog or guide dog to assist the disabled or handicapped; and

1610 3. Groceries, packages or luggage when accompanied by a passenger ~~((Class~~
1611 ~~M))~~.

1612 F. A driver shall provide each passenger an electronic or paper receipt upon
1613 payment of the fare. ~~((The receipt shall accurately show the date and time, the amount of~~
1614 ~~the fare, the taxicab name and number and the printed name and for hire driver license~~
1615 ~~number of the for hire driver (Class I))~~.

1616 G. A driver shall use the most direct available route on all trips unless the
1617 passenger specifically requests to change the route (~~((Class M))~~).

1618 H. ~~((A driver shall not permit a non-fare-paying passenger, or pets, to ride in the
1619 taxicab or for-hire vehicle. Validly licensed trainees, when approved by the passenger,
1620 are exempt from this requirement (Class I).~~

1621 I.) A driver of a taxicab shall not refuse to transport any person except when:

- 1622 1. The driver has already been dispatched on another call;
- 1623 2. The passenger is acting in a disorderly, threatening or suspicious manner, or
1624 otherwise causes the driver to reasonably believe that the driver's health or safety, or that
1625 of others, may be endangered;
- 1626 3. The passenger cannot, upon request, show ability to pay fare; or
- 1627 4. The passenger refuses to state a specific destination upon entering the taxicab
1628 (~~((Class M))~~).

1629 ~~((J.))~~ I. A driver shall not smoke (~~((while))~~) in the (~~((taxicab or for-hire))~~) vehicle
1630 (~~((is occupied without the consent of all passengers (Class I))~~).

1631 ~~((K.))~~ J. A driver of a taxicab or for-hire vehicle shall be able to provide a
1632 reasonable and prudent amount of change, and, if correct change is not available, no
1633 additional charge may be made to the passenger in attempting to secure the change
1634 (~~((Class I))~~).

1635 ~~((L.))~~ K. If operating a wheelchair accessible taxicab, wheelchair accessible for-
1636 hire vehicle or wheelchair accessible transportation network company endorsed vehicle, a
1637 driver shall provide priority service to private pay passengers in wheelchairs or other
1638 mobility devices.

1639 L. A driver must be clean and neat in dress and person and present a professional
1640 appearance to the public.

1641 SECTION 67. Ordinance 10498, Sections 80 through 85, and K.C.C. 6.64.690
1642 are each hereby amended to read as follows:

1643 A. A driver shall ~~((not cruise))~~ load or unload passengers at Sea-Tac airport only
1644 as permitted by the Sea-Tac International Airport Schedule of Rules and Regulations.
1645 ~~(((Class M)))~~

1646 B. A driver, when available for-hire, shall not drive, be in control of ~~((s))~~ or
1647 operate a ~~((taxicab or for hire))~~ vehicle ~~((on the passenger or check-in drives))~~ to pick up
1648 passengers at Sea-Tac airport without having on display a Port of Seattle authorized
1649 permit ~~((, when available for hire)).~~ ~~(((Class I)))~~

1650 C. A driver shall not solicit on ~~((the))~~ Sea-Tac ~~((terminal drives or inside the~~
1651 ~~airport terminal building))~~ property. ~~(((Class I)))~~

1652 D. A driver of a taxicab or for-hire vehicle may solicit passengers only from the
1653 driver's seat or standing immediately adjacent to the ~~((taxicab or for hire))~~ vehicle, and
1654 only when the vehicle is safely and legally parked. ~~(((Class I)))~~

1655 E. A driver of a taxicab or for-hire vehicle shall not use any other person to
1656 solicit passengers. ~~(((Class I)))~~

1657 F. A driver shall not hold himself out for designated destinations ~~((, provided that~~
1658 ~~nothing shall prevent use of long-haul and short-haul lines at the airport. Class I)))~~.

1659 SECTION 68. Ordinance 10498, Sections 86 through 88, and K.C.C. 6.64.695
1660 are each hereby amended to read as follows:

1661 A. A driver while in a taxicab zone shall not leave the taxicab unattended for
1662 more than fifteen ~~((15))~~ minutes. ~~((Such vehicles are subject to impound by order of
1663 the director. (Class I))~~)

1664 B. A driver shall occupy a taxicab zone only when available for hire. ~~((Class
1665 I))~~)

1666 C. A driver shall not perform engine maintenance or repairs on the taxicab while
1667 in a taxicab zone. ~~((Class I))~~)

1668 SECTION 69. Ordinance 10498, Section 89, as amended, and K.C.C. 6.64.700
1669 are each hereby amended to read as follows:

1670 A. The total number of taxicab licenses issued shall not exceed five hundred
1671 sixty-one. The director ~~((also))~~ shall ~~((deny issuance of))~~ issue new taxicab licenses from
1672 within ~~((the number of reverted))~~ licenses that have reverted to the county only as
1673 specified by this section ~~((unless the director determines that there is demand for
1674 additional taxi service))~~.

1675 B. The following methodology shall be used to determine whether to issue new
1676 taxicab licenses:

1677 1. The director shall periodically make a determination of the need for
1678 additional taxi service in areas served by King County_licensed taxicabs. The sufficiency
1679 of wheelchair accessible taxi service at levels established in adopted policy shall be the
1680 primary consideration. One measure of sufficiency shall be whether wheelchair
1681 accessible taxicab response times for customers are approximately equal to response
1682 times for taxicabs that are not wheelchair accessible. Other factors to be considered for
1683 issuing new taxicab licenses include:

1684 a. coordination with the city of Seattle's taxicab licensing and regulatory
1685 framework;

1686 b. growth in population, tourists and other visitors to the area;

1687 c. the quality of existing taxi service as indicated by response times and
1688 customer satisfaction;

1689 d. the sales price of licenses; and

1690 e. other indications of unmet demand; and

1691 2. ~~((Upon determining that a specific number of new taxicab licenses should be
1692 issued, the director may issue all or a portion of those licenses through a request for
1693 proposals process designed to test alternatives to the current local taxi industry model.
1694 King County should retain the ability to revoke, reallocate or recondition those licenses
1695 should the alternative model prove infeasible; and~~

1696 3.)) All taxicab licenses that are not subject to a request for proposals process
1697 shall be issued by lot from a pool of applicants who meet the qualifications in this chapter
1698 for taxicab licensees. ~~((The director shall then evaluate the qualifications of individuals
1699 selected by lot and issue licenses to those determined to be qualified.))~~

1700 C.1. ~~((All temporary taxicab licenses issued to wheelchair accessible taxicab
1701 vehicles for the purpose of a demonstration project under Ordinance 15263 expire June
1702 30, 2010. The temporary licenses are nontransferable and shall not be included in
1703 calculating the maximum number of taxicab licenses allowable under subsection A. of
1704 this section.~~

1705 D.)) The director may issue licenses for wheelchair accessible taxicabs. The
1706 director shall determine the number of wheelchair accessible taxicab licenses needed to

1707 serve the areas serviced by King County and may also coordinate with the city of Seattle
1708 to determine the number of wheelchair accessible taxicab licenses needed to provide
1709 service in areas serviced by both the city of Seattle and King County. Wheelchair
1710 accessible taxicab licenses shall not be included in calculating the maximum number of
1711 taxicab licenses allowed under subsection A. of this section but are subject to the process
1712 outlined in subsection B.1. of this section.

1713 ~~((1.))~~ 2. Except as otherwise provided in subsection ~~((D.2.))~~ C.3. of this section,
1714 the processes for issuing wheelchair accessible taxicab licenses is as follows:

1715 a. Upon determining that a specific number of new wheelchair accessible
1716 taxicab licenses should be issued, the director may issue all or a portion of those licenses
1717 through a request for proposals. In any request for proposals, the director shall consider
1718 among other factors an applicant's driving record, driving experience, conduct record and
1719 qualifying experience transporting disabled individuals ~~((that))~~ who require any type of
1720 mobility device including a manual or motorized wheelchair or other mobility device;

1721 b. All wheelchair accessible taxicab licenses not subject to a request for
1722 proposals process shall be issued by lot from a pool of applicants who meet the
1723 qualifications in this chapter for taxicab licensees. ~~((The director shall then evaluate the~~
1724 ~~qualifications of individuals selected by lot and issue licenses to those determined to be~~
1725 ~~qualified))~~);

1726 ~~((2.))~~ 3. As an alternative to the process in subsection ~~((D.1.))~~ C.2. of this
1727 section, the director may coordinate the process to license wheelchair accessible taxicabs
1728 with the city of Seattle and is authorized to issue King County wheelchair accessible

1729 taxicab licenses to applicants selected by the city of Seattle to be issued wheelchair
1730 accessible taxicab licenses for the city of Seattle.

1731 ~~((E. In order to test alternative ways of structuring taxi associations and the terms
1732 of taxicab license leases, the director may issue licenses on condition that the licensees
1733 make specific commitments or perform specific actions not generally required of other
1734 licensees. The director shall establish the special conditions through the administrative
1735 rule making process in accordance with K.C.C. chapter 2.98. The director may revise the
1736 conditions applied to such licenses or revoke and reissue the licenses upon determining
1737 that the conditions have not been met or that they will not achieve the objectives of the
1738 alternative being tested.))~~ D. The total number of for-hire vehicles licensed by King
1739 County but not the city of Seattle shall not exceed the number issued to persons who
1740 apply before the effective date of this section and complete the application process within
1741 sixty days.

1742 SECTION 70. Ordinance 10498, Section 90, as amended, and K.C.C. 6.64.710
1743 are each hereby amended to read as follows:

1744 A. Transfer or sale of a license issued before January 1, 2006, to any other person
1745 is authorized ~~((, except that temporary wheelchair accessible taxicab licenses and))~~.
1746 ~~((a))~~ All taxicab licenses issued after January 1, 2006, are ~~((non))~~ transferable ~~((, except
1747 that all wheelchair accessible taxicab licenses issued in accordance with K.C.C.
1748 6.64.700.D. are transferable))~~ after ~~((five))~~ three years from the original date of license.
1749 An ~~((A))~~ application for transfer of a license to another person shall include the name of
1750 the transferee, ~~((and))~~ the trade name and color scheme under which the vehicle will be
1751 operated, the sales price and other information required by the director. The licensee

1752 selling the license and the individual purchasing the license must file an affidavit and bill
1753 of sale, signed by both parties, with the ~~((county))~~ records and licensing services division.

1754 The transferee shall satisfy and comply with all requirements of this chapter. ~~((For
1755 taxicabs licensed by more than one jurisdiction, if the transfer is for one vehicle license
1756 only, the remaining taxicab license shall be considered abandoned, nonrenewable or
1757 nontransferable.))~~

1758 B. For taxicabs with both Seattle and King County taxicab licenses, the King
1759 County license shall not be transferred unless the Seattle license is also transferred.
1760 When a Seattle taxicab license is transferred but not the King County taxicab license, the
1761 King County taxicab license shall be deemed abandoned and void, and shall be revoked
1762 by the county.

1763 C. Unless suspended or revoked, a taxicab license may be renewed annually
1764 subject to timely payment of license fees and compliance with other ~~((relevant))~~
1765 provisions of this chapter.

1766 SECTION 71. Ordinance 10498, Section 92, and K.C.C. 6.64.730 are each
1767 hereby amended to read as follows:

1768 The director shall establish a schedule of optimum average taxicab response times
1769 to requests for taxicab service at selected points within the county. The director shall
1770 periodically thereafter survey actual taxicab response times. A comparison of average
1771 actual response times to the optimum average taxicab response times shall be used as an
1772 indicator of taxicab industry performance and may be used as one criterion in evaluating
1773 and recommending rate ~~((and entry))~~ changes or determining the need to issue new
1774 taxicab licenses. ~~((The director shall publish a draft report of the optimum response~~

1775 ~~times and shall provide a ten-day comment period on the schedule before finalizing the~~
1776 ~~schedule. Comments received by the director shall be included in the annual report~~
1777 ~~submitted to the council pursuant to K.C.C. 6.64.750.))~~

1778 SECTION 72. Ordinance 10498, Section 93, as amended, and K.C.C. 6.64.740
1779 are each hereby amended to read as follows:

1780 A. On or before April 30 of each year, the director shall file an annual report with
1781 the ~~((King County))~~ council ~~((based upon data, collected in accordance with K.C.C.~~
1782 ~~6.64.730))~~ for ~~((the period of))~~ January 1 through December 31 of the preceding calendar
1783 year.

1784 B. The report~~((s))~~ shall include, but not be limited to ~~((the following))~~:

1785 1. Number of taxicabs, ~~((licensed))~~ for-hire vehicles and transportation network
1786 company endorsed vehicles in King County only, in Seattle only and in both King
1787 County and Seattle during the reporting period and during the preceding year;

1788 2. Number of drivers licensed in King County only, Seattle only and in both
1789 King County and Seattle during the reporting period and during the preceding year;

1790 3. Numbers and nature of complaints;

1791 4. Results of a survey of taxicab response times, changes in response times from
1792 previous reporting periods, and relationship of the actual response times to the optimum
1793 average response time established by the director under K.C.C. ~~((6.64.760))~~ 6.64.730;

1794 5. ~~((Results of annual industry reporting including total net profit as reported;~~

1795 6. ~~Results of meter readings as required in K.C.C. 6.64.720; and~~

1796 7.) A statement on the sufficiency of the number of taxicab licenses in the areas
1797 served by King County-licensed vehicles and whether there is a need for a new
1798 determination of additional taxicab service as established in K.C.C. 6.64.700; and

1799 6. Any other recommendations deemed appropriate by the director.

1800 C. The report required by this section shall be filed in the form of a paper original
1801 and an electronic copy with the clerk of the council, who shall retain the paper original
1802 and distribute electronic copies to all councilmembers.

1803 SECTION 73. Ordinance 10498, Section 95, as amended, and K.C.C. 6.64.760
1804 are each hereby amended to read as follows:

1805 A. The following apply to taxicab rates:

1806 1. The taximeter rates ((for)) governed by this subsection apply when a
1807 taxicab((s licensed to operate in King County)) is not operating on an application
1808 dispatch system. The director shall ((be)) adopt rules to establish((ed by)) the ((King
1809 County council)) rates. Until the director adopts rules, the rates in subsection A.4. of this
1810 section apply.

1811 ~~((B-))~~ 2. In ((reviewing)) adopting rules to set taximeter rates, the ((council may
1812 take into account, among other things, and with the objective of prescribing a just and
1813 reasonable rate;)) director shall consider at least the following factors:

1814 ~~((1-))~~ a. The ((recommendations of the director pursuant to)) information in a
1815 report prepared under K.C.C. 6.64.740((, if any));

1816 ~~((2-))~~ b. The public need for adequate taxi service at the lowest ((level of
1817 charges)) cost consistent with the provision, maintenance and continuation of such a
1818 service;

1819 ~~((3.))~~ c. The rates of other licensees operating in similar areas;

1820 ~~((4.))~~ d. The effect of such rates upon transportation of passengers by other
1821 modes of transportation;

1822 ~~((5.))~~ e. The ~~((licensee's))~~ licensees' need for revenue ~~((of))~~ at a level that
1823 under honest, efficient and economical management is sufficient to cover the cost~~((,~~
1824 ~~including all operating expenses, depreciation accruals, rents, license fees and taxes of~~
1825 ~~every kind,))~~ of providing adequate taxi service, including all operating expenses,
1826 depreciation accruals, rents, license fees and taxes of every kind, plus an amount equal to
1827 a percentage of the cost that is reasonably necessary for the replacement of deteriorated
1828 taxicabs and a reasonable profit to the licensees; and

1829 ~~((6.))~~ f. Consistency of rates with those prescribed by the city of Seattle.

1830 ~~((C. Every taxicab service organization affiliated representative or vehicle~~
1831 ~~licensee in the case of an independent owner shall file with the director rates to be~~
1832 ~~charged for the services of taxicabs it operates. Affiliated taxicabs shall have no more~~
1833 ~~than one rate filed for the service organization or group of taxicabs operating under the~~
1834 ~~same trade name. No dual-licensed))~~ 3. A taxicab shall have one rate on its meter,
1835 except a taxicab licensed by both the city of Seattle and King County shall have ~~((more~~
1836 ~~than))~~ two ~~((rate[s]))~~ rates on its meter.

1837 ~~((D.))~~ 4. Until the director adopts rules under subsection A.1. of this section,
1838 and ~~((E))~~ except for special or contract rates as provided for in this chapter ~~((of)),~~ any per
1839 trip fee established by the Port of Seattle and set forth in any operating agreement or
1840 tariff, ~~((of))~~ any toll or charge established for roads, bridges, tunnel or ferries, or when
1841 operating on an application dispatch system, it shall be unlawful for anyone operating a

1842 taxicab licensed by King County to charge, demand or receive any greater or lesser rate
1843 than the following:

1844 Meter rate

1845 ~~((1-))~~ a. Drop charge: For passengers for first 1/9 mile \$2.50

1846 ~~((2-))~~ b. Per mile: For each 1/9 mile or fraction thereof after
1847 the first 1/9 mile \$0.30

1848 ~~((3-))~~ c. For every one minute of waiting time: Waiting time \$0.50

1849 rates are charged when taxicab speed is less than (charged at
1850 twelve miles per hour or when customer asks for \$0.30 per

1851 36

1852 taxicab to wait seconds)

1853 ~~((4-))~~ d. Extra charge for passengers over two persons, excluding \$0.50
1854 children under twelve years of age

1855 ~~((E-))~~ e. Special rates and contract rates as defined in this chapter shall be
1856 calculated as a percentage of the meter rate or a fixed dollar amount per trip.

1857 ~~((1-))~~ (1) All special rates must be filed with the director on a form~~((s))~~
1858 furnished by the director.

1859 ~~((2-))~~ (2) All meter rates, special rates or contract rates shall be filed once a
1860 year at the time of annual application by the ~~((affiliated representative of a service
1861 company or by the vehicle licensee in the case of an independent owner))~~ taxicab
1862 association.

1863 ~~((3-))~~ (3) Licensees may change any filed special rate ~~((filed))~~ no more than
1864 once a year.

1865 ~~((4.))~~ (4) Rates for new contracts acquired or changed during the license year
1866 shall be filed within two weeks of filing the contract and before implementing the
1867 contracted rate. Contracts must be between taxicab ~~((service organizations))~~ associations
1868 or owners and legal business entities.

1869 ~~((F.))~~ B. This subsection applies to for-hire vehicle rates. Every for-hire
1870 vehicle licensee shall, before commencing operating, file with the director all rates and
1871 charges ~~((with the director))~~ that apply when the licensee is not operating on an
1872 application dispatch system. Rates may vary by time of day. All rates and charges shall
1873 be conspicuously displayed inside the for-hire vehicle so as to be readily viewed by the
1874 passenger. The manner of posting shall be prescribed by the director.

1875 C.1. Transportation network companies, taxicab associations and for-hire
1876 vehicles that use an application dispatch system shall file with the director documentation
1877 or provide a physical demonstration of the application dispatch rate structure that is
1878 visible to a passenger before the passenger confirms a ride.

1879 2. The director shall approve the rate structure as transparent if, when a
1880 passenger requests a ride but before the passenger accepts the ride, the application clearly
1881 displays:

- 1882 a. The total fare or fare range;
1883 b. The rate by distance or time; and
1884 c. Any variables that may result in a higher fare or additional charges; or

1885 3. The cost of the ride is made clear to the passenger before the passenger
1886 confirms the ride through an alternative method approved by the director.

1887 ~~((G.))~~ D. The rates specified in this section shall not apply to transportation of
1888 persons provided pursuant to a written contract that establishes a fare at a different rate
1889 for specified transportation and that has been previously filed with the director. No
1890 contract may include any provision that directly or indirectly requires exclusive use of the
1891 transportation services of the contracting taxicab or for-hire vehicle.

1892 ~~((H.))~~ E. It is unlawful to make any discriminatory charges to any person~~((;))~~ or
1893 to make any rebate or in any manner reduce the charge to any person, unless the charge
1894 conforms to the discounts or surcharges contained in the filed rates.

1895 ~~((I.))~~ F. It is unlawful under the Americans with Disabilities Act to charge a
1896 special service vehicle rate that is different from the taxicab rates adopted in subsection
1897 ~~((D.))~~ A. of this section, except in those instances where the transportation of disabled
1898 persons is pursuant to a written contract as specified in subsection ~~((G.))~~ D. of this
1899 section.

1900 ~~((J. The director shall specify by rule how tolls or charges established for roads,
1901 bridges, tunnels or ferries shall be charged to taxicab or for-hire vehicle passengers and
1902 shall prescribe required signage for the vehicles for such purposes.))~~

1903 NEW SECTION. SECTION 74. There is hereby added to K.C.C. chapter 6.64 a
1904 new section to read as follows:

1905 A. A transportation network company, taxicab association or for-hire vehicle
1906 company shall:

1907 1. Submit quarterly the following reports in an electronic format approved by
1908 the director:

- 1909 a. total number of rides provided by each taxicab or for-hire vehicle licensee or
1910 transportation network company;
- 1911 b. type of dispatch for each ride, including whether by hail, telephone or
1912 application dispatch;
- 1913 c. percentage or number of rides picked up in each ZIP code;
- 1914 d. pickup and drop off ZIP codes of each ride;
- 1915 e. percentage by ZIP code of rides requested by telephone or application
1916 dispatch that are requested but not provided;
- 1917 f. vehicle collisions, including the name of the driver, identification of the
1918 vehicle, collision fault, injuries and estimated damage;
- 1919 g. number of requested rides for an accessible vehicle;
- 1920 h. crimes against drivers;
- 1921 i. passenger complaints; and
- 1922 j. other information reasonably determined by the director as necessary to
1923 ensure compliance with this chapter by transportation network companies, taxicab
1924 associations and for-hire vehicle companies;
- 1925 2. Retain for at least two years records related to the reports required under
1926 subsection A. of this section. Records may be maintained electronically; and
- 1927 3. Provide instructions to its for-hire drivers and taxicab and for-hire vehicle
1928 licensees for weekly reporting to the company or association the information needed for
1929 the reports in subsection A.1. of this section.
- 1930 B. For-hire drivers and taxicab and for-hire vehicle licensees shall comply with
1931 the reporting requirements in subsection A.3. of this section.

1932 NEW SECTION. SECTION 75. There is hereby added to K.C.C. chapter 6.64 a
1933 new section to read as follows:

1934 If a licensee considers any portion of any record provided to the county under this
1935 chapter, whether in electronic or hard copy form, to be protected under law, the licensee
1936 shall clearly identify each such portion with words such as "confidential," "proprietary"
1937 or "business secret." If a request is made for disclosure of such portion under the state
1938 Public Records Act, the county will determine whether the material should be made
1939 available. If the county determines that the material is subject to disclosure, the county
1940 will notify the licensee of the request and allow the licensee ten business days to take
1941 whatever action it deems necessary to protect its interests. If the licensee fails or neglects
1942 to take such action within ten days, the county will release the portions of records deemed
1943 by the county to be subject to disclosure.

1944 SECTION 76. Ordinance 10498, Section 97, and K.C.C. 6.64.800 are each
1945 hereby amended to read as follows:

1946 ~~((Violation of any provisions identified in this chapter as a (Class I) shall be
1947 designated as an infraction. Any person cited for an infraction shall be subject to the
1948 Justice Court Rules of Procedures. Any person found guilty of committing an infraction
1949 shall be assessed a monetary penalty not to exceed \$1,000.00. A finding that an
1950 infraction has been committed shall not give rise to any other legal disability which is
1951 based upon conviction of a crime.))~~ A.1. The director may assess the following civil
1952 penalties:

1953 a. up to ten thousand dollars for each violation of the following:

1954 (1) section 19 of this ordinance; and

- 1955 (2) section 24 of this ordinance;
- 1956 b. up to one thousand dollars for a violation of any of the following:
- 1957 (1) section 11 of this ordinance;
- 1958 (2) section 17 of this ordinance;
- 1959 (3) section 18 of this ordinance;
- 1960 (4) section 25 of this ordinance;
- 1961 (5) K.C.C. 6.64.300;
- 1962 (6) K.C.C. 6.64.360;
- 1963 (7) K.C.C. 6.64.420;
- 1964 (8) K.C.C. 6.64.460;
- 1965 (9) K.C.C. 6.64.500;
- 1966 (10) K.C.C. 6.64.640;
- 1967 (11) K.C.C. 6.64.650;
- 1968 (12) K.C.C. 6.64.660;
- 1969 (13) section 64 of this ordinance;
- 1970 (14) K.C.C. 6.64.670;
- 1971 (15) K.C.C. 6.64.680;
- 1972 (16) K.C.C. 6.64.690; and
- 1973 (17) K.C.C. 6.64.695.
- 1974 2. In determining a penalty under subsection A.1. of this section, the director
- 1975 shall consider: the size of the business of the violator; the gravity of the violation; the
- 1976 number of past and present violations committed; and the good faith of the violator in
- 1977 attempting to achieve compliance after notification of the violation.

1978 B. As an alternative to the civil penalties in subsection A. of this section:
1979 1. A violation of K.C.C. 6.64.300, K.C.C. 6.64.500 or section 25 of this
1980 ordinance is a Class 1 civil infraction and shall subject the violator to a maximum
1981 monetary penalty and default amount of one thousand dollars, inclusive of statutory
1982 assessments. An infraction under this subsection shall be initiated and processed under
1983 the Infraction Rules for Courts of Limited Jurisdiction, and the director is the
1984 enforcement officer under RCW 7.80.040. A person who is issued a notice of infraction
1985 shall not be assessed a civil penalty under subsection A. of this section for the same
1986 violation. In determining whether to issue a notice of infraction instead of a civil penalty
1987 under subsection A. of this section, the director shall consider whether it would be a more
1988 efficient method of providing notice to persons who are in violation.

1989 2. Each subsequent violation of K.C.C. 6.64.300, K.C.C. 6.64.500 or section 25
1990 of this ordinance within five years of the prior violation is a misdemeanor. A person who
1991 is prosecuted for the misdemeanor in this subsection shall not be issued a notice of civil
1992 infraction or assessed a civil penalty for the same violation. In determining whether to
1993 refer a person for prosecution for a misdemeanor, the director shall consider whether it
1994 would be a deterrent to future violations.

1995 NEW SECTION. SECTION 77. There is hereby added to K.C.C. chapter 6.64 a
1996 new section to read as follows:

1997 If the director denies, suspends or revokes a license or assesses a civil penalty
1998 under this chapter, the director shall issue a notice and order under K.C.C. 6.01.130.

1999 SECTION 78. Ordinance 10498, Section 100, and K.C.C. 6.64.900 are each
2000 hereby amended to read as follows:

2001 The director may establish, in conjunction with the ~~((C))~~city of Seattle and the
2002 Port of Seattle, a shared consumer complaint telephone number and complaint process.

2003 SECTION 79. Ordinance 10498, Section 101, and K.C.C. 6.64.910 are each
2004 hereby amended to read as follows:

2005 A. Upon receiving a written complaint involving the conduct of ~~((the))~~ a for-hire
2006 driver, the route of transportation, the rate charged for the transportation~~((s))~~ or passenger
2007 injury or property damage not arising from a vehicle accident, the director shall ~~((cause~~
2008 ~~the following to be performed))~~:

2009 1. Issue a ~~((N))~~notice of ~~((C))~~complaint to the for-hire driver and vehicle owner,
2010 ~~((and))~~ taxicab association or transportation network company, ~~((if))~~ as applicable,
2011 advising ~~((such person))~~ them of the allegation~~((s))~~ made in the complaint;

2012 2. Require the for-hire driver~~((s))~~ and vehicle owner, ~~((and))~~ association or
2013 company, ~~((if))~~ as applicable, to respond, in writing, to the allegation~~((s))~~ in the
2014 ~~((N))~~notice of ~~((C))~~complaint within ten days of receipt of the ~~((N))~~notice of
2015 ~~((C))~~complaint;

2016 3. Investigate the allegation~~((s))~~ in the written complaint and the response
2017 submitted by the for-hire driver~~((s))~~ and vehicle owner, ~~((and))~~ association or company,
2018 ~~((if))~~ as applicable; and

2019 4. Make a finding as to the validity of the allegation~~((s))~~ in the written
2020 complaint. If it is found to be a valid complaint the director shall issue a ~~((N))~~notice and
2021 ~~((O))~~order ~~((pursuant to the process described in))~~ under K.C.C. 6.01.130.

2022 B. Failure to respond~~((s))~~ in writing~~((s))~~ to a ~~((N))~~notice of ~~((C))~~complaint within
2023 ten days shall constitute a waiver of the for-hire driver's, vehicle owner's, ~~((and))~~

2024 association's or company's(~~(, if applicable,)~~) right to contest the allegation(~~((\))s((\))~~) in the
2025 written complaint and shall be prima facie evidence that the allegation(~~((\))s((\))~~) are valid.
2026 The director shall issue a notice and order under K.C.C. 6.01.130 if there is a failure to
2027 respond in writing.

2028 ~~((C. Failure to comply with any Notice and Order issued as a result of the above~~
2029 ~~process will result in the revocation of the license(s) involved. Such revocation will last~~
2030 ~~one year from the date the license(s) is surrendered.))~~

2031 SECTION 80. Licenses issued at any time under Ordinance 15390, Section 1.E.,
2032 shall transition to the medallion system under section 6 of this ordinance.

2033 SECTION 81. A. By September 1, 2015, and September 1, 2016, the director
2034 shall file a report about implementation of this ordinance with the council. The report
2035 shall include, but not be limited to, a summary of the industry data reported under section
2036 74 of this ordinance, a summary of enforcement activities performed between the
2037 effective date of this section and the deadline, a discussion of the conversion from
2038 licenses to medallions, a discussion of the funding level and use of the wheelchair fee
2039 surcharge, the number and type of passenger complaints received between the effective
2040 date of this section and the reporting deadline and a comparison of the county's
2041 regulatory revenue under the former and proposed regulatory structure.

2042 B. The report required by this section shall be filed in the form of a paper original
2043 and an electronic copy with the clerk of the council, who shall retain the paper original
2044 and distribute electronic copies to all councilmembers.

2045 SECTION 82. The following are each hereby repealed:

2046 A. Ordinance 10498, Section 4, and K.C.C. 6.64.007;

2047 B. Ordinance 10498, Section 7, and K.C.C. 6.64.200;

2048 C. Ordinance 10498, Section 8, and K.C.C. 6.64.210;

2049 D. Ordinance 10498, Section 9, and K.C.C. 6.64.220;

2050 E. Ordinance 10498, Section 17, and K.C.C. 6.64.370;

2051 F. Ordinance 10498, Section 91, and K.C.C. 6.64.720;

2052 F. Ordinance 10498, Section 96, and K.C.C. 6.64.770;

2053 G. Ordinance 10498, Section 98, and K.C.C. 6.64.810;

2054 H. Ordinance 10498, Section 99, and K.C.C. 6.64.820; and

2055 I. Ordinance 10498, Section 102, and K.C.C. 6.64.920.

2056 SECTION 83. A. Sections 10, 31, 36, 47, 48, 49, 50, 52, 53, 54, 55, 56, and 74

2057 of this ordinance take effect November 12, 2014.

2058 B. Sections 18, 19, 25, 30, 46, and 62 of this ordinance take effect December 12,

2059 2014.

2060 C. Section 11 of this ordinance takes effect January 1, 2015.

2061 D. Section 6 of this ordinance takes effect February 1, 2015.

2062 SECTION 84. By the first license renewal after the effective date of this section,

2063 a for-hire vehicle licensee shall ensure that the hood, roof and trunk of the vehicle meets

2064 the color scheme approved by the director under section 18 of this ordinance.

2065 SECTION 85. The county council finds as a fact and declares that an emergency

2066 exists and that this ordinance is necessary for the immediate preservation of public

2067 peace, health or safety or for the support of county government and its existing public
2068 institutions.
2069

Ordinance 17892 was introduced on 5/19/2014 and passed by the Metropolitan King County Council on 9/15/2014, by the following vote:

Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Gossett, Ms. Hague,
Ms. Lambert, Mr. Dunn, Mr. McDermott, Mr. Dembowski and Mr.
Upthegrove
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

Attachments: None