

IMPACT STATEMENT

Legislation title: Amend Code pertaining to private for-hire transportation in the city (Ordinance; amend Code Chapter 16.40)

Contact name: Mark Williams

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Presenter name: Leah Treat, Dave Benson, Mark Williams, Ken McGair

Purpose of proposed legislation and background information:

- The purpose of the City of Portland’s Private for-Hire Transportation (PFHT) Program is to provide for the safe, fair and efficient operation of private “for-hire” transportation services.
- As the PFHT market continues to evolve, the Regulatory Division needs to update Chapter 16.40 to ensure that each type of PFHT provider complies with City regulations that protect public health, safety, consumer protection, and general welfare.
- PBOT needed to make both substantive and clerical changes to Chapter 16.40 since the last iteration of Code changes in 2017. The more substantive changes include, but are not limited to, consumer protection, safety, right-of-way management, data accuracy, compliance expectations, and fare calculations and payment methods.

Financial and budgetary impacts:

- As proposed, the changes to Chapter 16.40 has no financial and budgetary impacts.

Community impacts and community involvement:

- The City worked with the PFHT Advisory Committee and individual industry partners on developing the recommended changes.
- PBOT also convened two Listening Sessions for Taxi companies and Transportation Network Companies.
- PBOT contacted industry peers throughout the country to learn about best practices.

100% Renewable Goal:

- Not applicable.

Budgetary Impact Worksheet

Does this action change appropriations?

- YES:** Please complete the information below.
- NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

PBOT


PORTLAND BUREAU OF TRANSPORTATION

Amendments
Adopted 5/23/18

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Dan Saltzman Commissioner Leah Treat Director

TO: Portland City Council
FROM:  Dave Benson, PBOT Parking Services Group Manager
RE: Additional modification to Ordinance to Amend Chapter 16.40 (Agenda Item 518)
DATE: May 23, 2018

The Portland Bureau of Transportation (PBOT) requests to amend the proposed Ordinance entitled, "Amend Code pertaining to private for-hire transportation in the city (Ordinance introduced by Mayor Wheeler and Commissioner Saltzman; amend Code Chapter 16.40)," which City Council will consider on May 23, 2018.

PBOT found minor errors in the proposed City Code modifications that need to be corrected. As these sections are repeated throughout code, the same modification will need to be made in several Subsections.

The first modification makes the Private for-Hire Transportation (PFHT) company responsible for regularly reporting the items outlined below, rather than the drivers. This requirement is currently the responsibility of companies, and this modification to the proposed Subsections will not affect their current practice. Furthermore, reporting vehicle crashes through PBOT's Vehicle Crash Report has been removed from the company reporting requirements. It was intended to be the responsibility of the driver to provide that information to PBOT and that requirement already resides in Chapter 16.40.

The below changes are necessary in Subsections 16.40.140.I., 16.40.240.I., 16.40.340.H., 16.40.440.I., 16.40.540.F., 16.40.640.G., and 16.40.740.I.

- I. Reporting Requirements. Each Taxi Company Driver shall regularly report the following to the Director:
 1. ~~The name of the driver, the date and time and location of any crash, and its claim status (open or closed) required to be reported to the State of Oregon Vehicle crashes by completing and submitting the PBOT Vehicle Crash Report within 72 hours;~~
 1. The number and type of crimes against drivers to the extent known;



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2. The arrest or conviction for any criminal offense of any affiliated Taxi Driver;
3. The filing of any lawsuit against or on behalf of the Taxi Company related to the operation of the company and its services in the City of Portland;
4. The initiation of bankruptcy proceedings or corporate or partnership dissolution by the company; and
5. Any information required to be disclosed by Chapter 16.40 that comes to the attention of the Taxi Company.

The second modification does not change the driver requirement to report vehicle crashes. Rather, it requires that the driver report vehicle crashes through PBOT's Vehicle Crash Report, which uniformly reports crash data.

The below changes are necessary in Subsections 16.40.180.G.3., 16.40.280.G.3., 16.40.380.G.3., 16.40.480.G.3., 16.40.570.E.3., 16.40.680.G.3., and 16.40.780.G.3.

- G. Driver Reporting. Every Taxi Driver shall report any of the following events to the Director and to all affiliated Taxi Companies within 24 hours of its occurrence:
1. Any arrest, charge, or conviction of the driver for any criminal offense, or any traffic violation;
 2. Any arrest, charge or conviction of the driver for any criminal offense involving theft, robbery, burglary, assault, sex crimes, drugs, or prostitution;
 3. Any vehicle crashes by completing and submitting the PBOT Vehicle Crash Report ~~required to be reported to the State of Oregon involving any vehicle operated as PFHT by the driver~~; and
 4. Any restriction, suspension, or revocation of the driver's motor vehicle driver's license.