

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING CITY CODE CHAPTER 13-2 RELATING TO GROUND TRANSPORTATION PASSENGER SERVICES.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** City Code Section 13-2-1 (*Definitions*) is amended to add the following new definitions of chauffeur, E-Hail, and rideshare, to renumber the remaining definitions accordingly, and to amend the definitions of compensation, ground transportation services, and passenger, to read:

- (1) CHAUFFEUR means a person who operates a ground transportation service vehicle dispatched either by hail, telephonic, radio, or any electronic communication, including an E-Hail indicating the location of a passenger for immediate or prearranged transportation service.
- (4[3]) COMPENSATION means any money, thing of value, payment, consideration, reward, tip, donation, gratuity, of profit paid to, accepted, or received by the driver or owner of any vehicle providing transportation for a person, or persons; whether paid upon solicitation, demand or contract, or voluntarily, or intended as a gratuity or donation. Reimbursement for the following is not compensation: (1) tolls; and (2) vehicle operating costs in an amount that is equal to or less than the most current privately-owned vehicle mileage reimbursement rates established by the U.S. General Services Administration.
- (9) E-HAIL is the use of any electronic device in any manner, including email, text message, push notification or application for the booking of, or request, for, immediate or prearranged transportation services.
- (13[14]) GROUND TRANSPORTATION SERVICE means the service of providing chauffeured vehicles for compensation for the transportation of passengers within the city. Rideshares are not ground transportation services.
- (19[17]) PASSENGER means an individual being transported for compensation [a fee] in a ground transportation service vehicle.
- (25) RIDESHARE is the traveling of two or more persons by any mode of private passenger vehicle, including, but not limited to, carpooling, vanpooling, or buspooling, to any location incidental to another purpose of the driver, for

which compensation is neither accepted, collected, encouraged, promoted, or requested.

**PART 2.** City Code Section 13-2-301 (*Taxi Service Described*) is amended to read:

**§ 13-2-301 TAXI SERVICE DESCRIBED.**

Taxicab service consists of service that operates on irregular routes and schedules on a call-and-demand basis, for compensation [~~a fee for~~] that is usually determined by a taximeter.

**PART 3.** Section 13-2-3 of the City Code (*Operating Authority or Taxicab Franchise Required*) is amended to add the following new Subsections to Section (C):

- (7) a vehicle owned or operated by a person providing transportation incidental to household caregiving services;
- (8) rideshare.

**PART 4.** This ordinance takes effect on \_\_\_\_\_, 2013.

**PASSED AND APPROVED**

\_\_\_\_\_, 2013      §  
                                 §  
                                 §  
\_\_\_\_\_  
Lee Leffingwell  
Mayor

**APPROVED:** \_\_\_\_\_  
Karen M. Kennard  
City Attorney

**ATTEST:** \_\_\_\_\_  
Jannette S. Goodall  
City Clerk