

ORDINANCE NO.

AN ORDINANCE AMENDING CITY CODE CHAPTER 13-2 RELATING TO CHARTER SERVICE REQUIREMENTS TO ADD REQUIREMENTS.

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

PART 1. City Code Section 13-2-1 (*Definitions*) is amended to read:

§ 13-2-1 DEFINITIONS.

- (20) PREARRANGED SERVICE means ground transportation [~~service~~] that is scheduled by an initial reservation a minimum of one half hour in advance of the trip.

PART 2. City Code Section 13-2-251 (*Charter Service Described*) is amended to read:

§ 13-2-251 CHARTER SERVICE DESCRIBED.

Charter service consists of transporting passengers using motorized vehicles such as vans, minibuses, buses or motor coaches to transport a group or individual passengers for prearranged service on irregular routes and schedules with a rate of fare based either on a flat rate for each passenger or on an hourly rate operated from locations within the city to locations inside the city (point-to-point and continuous trips) from the same point of origin or from various points of origin to a single point of destination. Charter service does not include services owned, contracted, or subcontracted by a governmental entity, or independent or consolidated school district.

PART 3. City Code Section 13-2-252 (*Charter Service Requirements*) is amended to read:

§ 13-2-252 CHARTER SERVICE REQUIREMENTS.

- (A) A holder of a charter service operating authority shall comply with Article 2 (*Ground Transportation Services Other Than Taxicabs*), Division 1 (*Operating Authority*).
- (B) A holder must:
- (1) use vans, minibuses, [~~or~~] buses ,or motor coaches that comply with the following requirements to provide charter service:
- (a) have an occupancy capacity of more than six, including the driver;~~[-to provide the service.]~~

- (b) have no top light or other electric identification sign;
- (c) not use a taximeter;
- (d) no checkered logo/pattern or insignia to represent the vehicle as a taxicab;
- (e) if a charter service holder identifies its vehicles with outer logos or other identification markings, all vehicles used to provide charter services owned by the same holder shall have identical markings on all vehicles that are unique to that holder.

(2) provide the department with a current list of drivers licensed in the manner described in Section 13-2-121 (*Exemption from Chauffeur's Permit Requirement*), the driver's license number of each driver, and a photocopy of each driver's license.

(3) provide the department with a copy of proof of a passing annual vehicle inspection conducted by the Texas Department of Transportation for vehicles with a capacity of 16 or more passengers.

(4) not hold itself out as a taxi service as defined in Section 13-2-301 (*Taxi Service Described*), and cannot accept passengers less than one half hour in advance of commencement of scheduled service.

(5) A driver operating a charter service vehicle shall keep in the vehicle, in written or electronic form, a trip ticket containing the information described below, and shall allow a person designated under Section 13-2-13(B) (*Enforcement*) or Section 13-2-14 (*Enforcement Officers*) to inspect the trip ticket upon request. A trip ticket must include the following information:

- (a) date of the trip, the name, address, and phone number of the person or group who booked or paid for the service;
- (b) the name, address, and phone number of at least one passenger transported on the trip;
- (c) the pickup location, intermittent stops and the drop off location for the trip;
- (d) the date and time the reservation was made, and the scheduled and actual passenger pick-up time;

1 (e) state the rate for services, if charged on an hourly rate, and total
2 amount of fare paid for each passenger or group of passengers
3 using the service; and

4 (f) identify the owner of the vehicle used to provide charter service
5 and identify the holder, if different, by name, address and
6 telephone number.

7 **PART 4.** This ordinance takes effect on _____, 2013.

8 **PASSED AND APPROVED**

9
10 §
11 §
12 _____, 2013 § _____
13 Lee Leffingwell
14 Mayor
15

16
17 **APPROVED:** _____ **ATTEST:** _____
18 Karen M. Kennard Jannette S. Goodall
19 City Attorney City Clerk