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ENROLLED

COMMITTEE SUBSTITUTE

FOR

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 335

(SENATORS BEACH AND PREZIOSO, *original sponsors*)

[Passed March 12, 2011; in effect ninety days from passage.]

AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §8-12-5f, relating to authorizing Class I and Class II municipalities to regulate taxicabs and taxi stands by ordinance.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §8-12-5f, to read as follows:

ARTICLE 12. GENERAL AND SPECIFIC POWERS, DUTIES AND ALLIED RELATIONS OF MUNICIPALITIES, GOVERNING BODIES AND MUNICIPAL OFFICERS AND EMPLOYEES; SUITS AGAINST

MUNICIPALITIES.

§8-12-5f. Regulation of taxicabs and taxi stands.

1 (a) Notwithstanding the provisions of article two, chapter
2 twenty-four-a of this code, the governing body of a Class I or
3 Class II municipality that includes a land grant university
4 enrolling at least twenty thousand students may, by ordinance,
5 regulate taxicabs and taxi stands within the corporate limits of
6 the municipality.

7 (b) The regulations shall be limited to the following:

8 (1) Requirements for the condition of the taxicabs;

9 (2) The location of taxi stands;

10 (3) Background checks for taxi drivers;

11 (4) Drug Testing for taxi drivers;

12 (5) Violations of regulations adopted pursuant to this section
13 for which citations may be issued and penalties imposed;

14 (6) The requirement that a taxicab company place a sign,
15 visible to passengers, in the taxicab which contains contact
16 information which passengers may use to make complaints about the
17 taxicab company or its taxi drivers. The municipality may assist
18 passengers in resolving complaints, and shall forward complaints to
19 the public service commission in the event that further action is
20 needed; and

21 (7) Requirements for safety inspections of the taxicabs.

22 (8) Requirements to improve reliability of service.

1 (c) This section is not intended to increase the number of
2 operators or owners of taxicabs and taxi stands.