

ENROLLED

COMMITTEE SUBSTITUTE

FOR

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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 ordi-
5 nance, regulate taxicabs and taxi stands within the corporate
6 limits of 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
13 section for which citations may be issued and penalties
14 imposed;

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

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

23 (8) Requirements to improve reliability of service.

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

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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Chairman Senate Committee

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Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

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Clerk of the Senate

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Clerk of the House of Delegates

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Acting President of the Senate

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Speaker of the House of Delegates

The within this the
Day of, 2011.

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Governor