

Comparison of Monterey County Taxi Authority and Transportation Network Company Regulations

Monterey County Regional Taxi Authority	Transportation Network Companies
INSPECTIONS	
<p>Vehicles are subject to an annual 60-point inspection from an RTA approved facility and subject to random inspection by any law enforcement officer to confirm vehicle is maintained in a safe and efficient operating condition and meets California Vehicle Code requirements. Vehicle inspections include but are not limited to tires, headlights, taillights, signal lights, windshield and wipers, brakes, brake lights, brake systems, steering wheel play, door latch, seat securement, seatbelts, left side and rearview mirrors, fare meter, body condition, paint, interior, engine, exhaust, suspension and any other condition reasonably pertaining to vehicle, passenger or pedestrian safety. Inspections must be completed by an RTA approved facility. (RTA Reg. 12.1-12.6)</p>	<p>Prior to operating, and annually thereafter, vehicles used to provide TNC services must pass a 19-point inspection, including foot and emergency brakes; steering; windshield; rear window and other glass; windshield wipers; headlights; tail lights; turn indicator lights; stop lights; front seat adjustment mechanism; doors; horn; speedometer; bumpers; muffler and exhaust; tires; rear view mirrors; and safety belts.</p> <p>There is no requirement for inspections to be conducted at a licensed facility and inspections may be completed by another experienced driver. (D.13-09-045, p. 28-29)</p>
INSURANCE	
<p>Vehicle owner’s insurance shall remain in full force, at a combined single limit of \$1 million for the injury or death of one or more persons in the same accident. (RTA Reg. 6.2)</p>	<p>TNCs must provide commercial liability insurance coverage of at least \$1 million per incident during the provision of TNC services. (D.13-09-045, p.58)</p> <p>TNCs are permitted to carry 8-10 persons, including the driver, if they have \$1.5 million in insurance coverage. (D.13-09-045, p. 28, fn. 40)</p>
FARES/OPERATING PROCEDURES	
<p>Maximum fares are set by MCRTA with all permitted taxi cabs required to have sealed and inspected meters. (RTA Reg. 7.1-7.4)</p> <p>With few exceptions drivers may not refuse a prospective or actual fare based on trip length, legally protected status, or presence of a service animal. (RTA Reg. 21.1)</p> <p>Driver behavior is regulated by MCRTA. (RTA Reg. 16.1-16.2)</p>	<p>Credit card payment only with pre-arranged fares and subject to “surge pricing.”</p> <p>Driver has the sole discretion to accept a fare without regard to the legally protected status of customer.</p> <p>No regulation of driver behavior. (https://get.uber.com/drive/)</p>

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AIRPORT AUTHORITY	
<p>All commercial ground transportation activities, including those operations conducted under proper CPUC and/or MCRTA regulation, are prohibited on Airport grounds, unless expressly permitted to operate on Airport grounds in writing, in advance, and under permit by the Monterey Regional Airport District General Manager, or designee.</p> <p>Each operator seeking to conduct business activities are subject to permits, fees and penalties for ground transportation per MRAD rules and regulations for ground transportation. (MRAD Ord. 911 and 912)</p>	<p>TNCs cannot legally operate on airport property unless authorized by the airport authority. (D.13-09-045, p.33)</p>
CRIMINAL BACKGROUND CHECKS	
<p>The MCRTA undertakes an investigation to verify criminal history through submission of fingerprints to Department of Justice.</p> <p>No permits shall be issued to any person convicted in last seven years of a felony, sexual offense, reckless driving, driving under the influence of any drug or alcohol, offenses involving the sale of a controlled substance, any offense involving the use of force or violence upon another person; or, three or more violations of operating a vehicle at excessive speed in last year; is on parole or probation for a crime substantially related to the duties of a taxi cab driver, or has had a taxicab driver's permit revoked by any jurisdiction with last three years. (RTA Reg. 23.4.1.1-23.4.1.12)</p>	<p>TNCs must conduct criminal background checks for each applicant before the applicant may become a driver. The background check must be a national criminal background check, including the national sex offender database, and be based on the applicant's name and social security number.</p> <p>Convictions within seven years for violent crimes, DUI, fraud, use of a motor vehicle to commit a felony, sexual offenses, acts of terror, or crimes involving property damage or theft will bar applicants from becoming TNC drivers.</p> <p>(D.13-09-045, pg. 26; California Civil Code section 1785.13(a)(6) limits the reporting of crimes to seven years by non-governmental reporting agencies)</p>
DRUG AND ALCOHOL USE	
<p>Pursuant to California Government Code Section 53075.5 each taxicab driver shall test negative for controlled substances specified in Part 40 of Title 49 of the Code Federal Regulations before employment. Testing procedures and requirements for return to duty and rehabilitation shall be substantially as set forth in Title 49 of Code of Federal Regulations. (RTA Reg. 26.1-26.9)</p>	<p>TNCs must implement and disclose a zero-tolerance policy with respect to drivers' use of intoxicating substances. TNCs must disclose to riders how to report a driver suspected of being under the influence of intoxicating substances, and must suspend a driver promptly after a zero-tolerance complaint is filed. (D.13-09-045, pg. 26-27)</p>