

1 [Modifying the driving requirement for designated taxi company key personnel managers.]

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3 **Ordinance amending the San Francisco Police Code by adding Section 1081.5, to**
4 **modify the driving requirement for designated taxi company key personnel managers.**

5 Note: Additions are *single-underline italics Times New Roman*;
6 deletions are *strikethrough italics Times New Roman*.
7 Board amendment additions are double underlined.
8 Board amendment deletions are ~~strikethrough normal~~.

8 Be it ordained by the People of the City and County of San Francisco:

9 Section 1. The San Francisco Police Code is hereby amended by adding
10 Section 1081.5, to read as follows:

11 **SEC. 1081.5. DRIVING REQUIREMENTS FOR DESIGNATED TAXI COMPANY KEY**
12 **PERSONNEL MANAGERS.**

13 *(a) **Driving Requirement.** Beginning January 1, 2007 and notwithstanding any other provision*
14 *of this Code, include subdivision (f) of Section 1081, taxi permit-holders who are ~~also taxi company~~*
15 *managers designated as "key personnel" pursuant to this Section may satisfy their annual driving*
16 *requirement under Section 1081(f) by driving 120 hours per year and performing 1,500 hours of work*
17 *per year as key personnel for the company. This Section shall not apply to the calendar year in*
18 *which the permit-holder first receives the permit and the first full calendar year thereafter, or to*
19 *any calendar year prior to 2007.*

20 *(b) **Definitions.** For purposes of this Section:*

21 *(i) "Taxi company" shall mean a person or entity holding a valid color scheme permit under*
22 *Section 1125.*

23 *(ii) "Key personnel Manager" shall mean a permit-holder who works in an*
24 *administrative capacity or performs functions integral to the company. ~~a person who handles,~~*
25 *~~directs or controls some or all of the executive or administrative operations of the taxi~~*

1 company involving the exercise of judgment and discretion. A permit-holder designated as
2 key personnel manager must be a payroll employee of the taxi company and work on-site at the
3 company's principal place of business.

4 (c) **Designation.** Each taxi company seeking to designate one or more of its employees
5 managers for a calendar year pursuant to this Section must file the designation, on a form to be
6 provided by the Taxi Commission, by December 1st of the preceding year. The company may not
7 change designations during the year. A permit-holder manager may only be designated by one
8 company at a time, and may not be designated by more than one company during a calendar year.

9 The Taxi Commission will only recognize as designated personnel managers those permit-
10 holders named in the designation form signed and filed by the color scheme permit-holder or its
11 authorized representative as of December 1st.

12 (d) **Number of Designated Personnel Managers At a Company.**

13 A taxi company with 1 to 10 permits may not designate anyone a manager under this Section.

14 A taxi company with 11 to 20 permits may designate one person manager.

15 A taxi company with 21 to 40 permits may designate two people managers.

16 A taxi company with 41 to 60 permits may designate three people managers.

17 A taxi company with 61 to 80 permits may designate four people managers.

18 A taxi company with 81 to 100 permits may designate five people managers.

19 A taxi company with 101 to 150 permits may designate six people managers.

20 A taxi company with 151 to 200 permits may designate seven people managers.

21 A taxi company with 201 to 300 permits may designate eight people managers.

22 A taxi company with 301 to 400 permits may designate nine people managers.

23 A taxi company with over 400 permits may designate nine people managers, plus one
24 additional person manager for every 100 permits over 400.

1 The number of permits affiliated with a particular taxi company for the year shall be determined
2 as of December 1st of the previous year, based on the records of the Taxi Commission. The number of
3 designated ~~personnel~~ managers at a taxi company shall not be increased or decreased during the
4 subsequent calendar year even if the number of permits at that company changes during the year.

5 (e) **Statement of Work Done as a Manager.** No later than February 1st of each year, each
6 company that has designated one or more ~~permit-holders~~ managers pursuant to this Section must
7 submit a written statement, under oath, of the number of hours each of its designated ~~personnel~~
8 managers worked in that capacity as a manager for the company during the previous year. The
9 taxi company shall be responsible for the accuracy of the statement.

10 (f) **Partial Completion of Managerial Requirements.** If a ~~permit-holder~~ designated
11 manager leaves the taxi company or is fired during the year, but has performed ~~performs~~ at
12 least 750 hours of work as ~~designated personnel~~ a manager for the company during the that year
13 but less than 1,500 hours, the ~~permit-holder~~ shall be entitled to partial credit against the driving
14 requirement on a pro rata basis. The credit shall correspond to the percentage of 1,500 hours
15 that the designated ~~permit-holder~~ worked for the company in such capacity. ~~former manager~~
16 may satisfy the remaining portion of his or her driving requirement by driving 400 hours by the
17 end of the year. ~~If a permit-holder designated manager leaves the taxi company or is fired~~
18 during the year, and has not performed ~~does not perform~~ at least 750 hours of work as
19 ~~designated personnel~~ a manager for the that company during the that year, the ~~permit-holder~~
20 ~~former manager~~ shall not be entitled to any credit against the driving requirement ~~must drive~~
21 800 hours by the end of the year to satisfy his or her driving requirement.

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APPROVED AS TO FORM:
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