

[Requiring adequate taxi service, protecting public ownership of taxi medallions, and ensuring the welfare of taxi drivers.]

## CHARTER AMENDMENT

### PROPOSITION \_\_\_\_\_

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by adding Section 8A.106 to requiring adequate taxi service, protecting public ownership of taxi medallions, and ensuring the welfare of taxi drivers.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on November 3, 2009, a proposal to amend the Charter of the City and County by adding Section 8A.106 to read as follows:

NOTE: Additions are single-underline italics Times New Roman;  
deletions are ~~strike-through italics Times New Roman~~.

#### **SEC. 8A.106. TAXI SERVICES.**

- a) The San Francisco Municipal Transportation Agency (SFMTA) shall have the responsibility of establishing regulations to assure prompt, courteous and honest service to the riding public.
- b) The Board of Directors of the SFMTA shall, after a regular determination of public convenience and necessity, issue a sufficient number of medallions to ensure adequate taxi service throughout the City and County of San Francisco.
- c) The Board of Directors of the SFMTA shall adopt regulations regarding the issuance of medallions in the City and County of San Francisco; provided, however, that such regulations must be consistent with the following principles:
  - 1) All medallions shall remain the property of the City and County of San Francisco and shall not be sold, assigned or transferred.
  - 2) No medallion shall be issued except to a natural person and in no case to

any business, firm, partnership or corporation.

- 3) No more than one medallion shall be issued to any one person.
- 4) Applications for medallions shall be processed in the order received. The waiting list for medallions in existence prior to the effective date of this Charter Amendment shall be maintained. A preference in the issuance of medallions shall be given to persons who have driven a taxi full-time in San Francisco since 2004. If no applicant meets this threshold, preference should be given to those who have met the full-time driving requirement for the most consecutive years. SFMTA may establish other reasonable qualifications for the issuance of medallions.
- 5) Taxi medallion holders shall comply with a full-time driving requirement of 800 hours per year; provided, however, that the SFMTA shall allow for reasonable modifications of the driving requirement for disabled medallion holders, consistent with the provisions of the Americans with Disabilities Act (ADA). Holders of medallions issued prior to July 2, 1978 shall not be subject to the driving requirement.

d) The SFMTA shall make provision for the welfare of medallion holders and all other full-time taxi drivers, including health care, retirement, and disability.

e) To the extent they are not inconsistent with this Amendment, the provisions of Appendix 6 of the San Francisco Administrative Code shall remain in effect, unless superseded by regulations adopted by the SFMTA Board of Directors. Any regulation promulgated by the SFMTA that is inconsistent with this Charter Amendment shall be null and void, whether adopted prior or subsequent to the effective date of this Amendment.

APPROVED AS TO FORM:  
DENNIS J. HERRERA, City Attorney

By: \_\_\_\_\_

Paul Zarefsky  
Deputy City Attorney