

1 [Transferring the powers and duties of the Taxi Commission to Municipal Transportation  
2 Agency's Board of Directors; and Setting Operative Date for Transfer.]

3 **Ordinance transferring the powers and duties of the Taxi Commission to Municipal**  
4 **Transportation Agency's Board of Directors; creating position of Deputy Director for**  
5 **Taxi Regulation within the Municipal Transportation Agency; and urging the Municipal**  
6 **Transportation Agency Board of Directors to prepare legislation and regulations to**  
7 **implement transfer of jurisdiction over motor vehicles for hire.**

8 Note: Additions are single-underline italics Times New Roman;  
9 deletions are ~~strikethrough italics Times New Roman~~.  
10 Board amendment additions are double underlined.  
Board amendment deletions are ~~strikethrough normal~~.

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

12 Section 1. The San Francisco Police Code is hereby amended by amending Section  
13 1075, to read as follows:

14 SEC. 1075. TRANSFER OF REGULATORY AUTHORITY TO MUNICIPAL  
15 TRANSPORTATION AGENCY; DEPUTY DIRECTOR FOR TAXI REGULATION; DECLARATION  
16 OF POLICY.

17 (a) Pursuant to the authority granted in Charter Section 8A.101, the powers and duties of  
18 the Taxi Commission shall be transferred to the Board of Directors of the Municipal Transportation  
19 Agency ("MTA Board").

20 (i) The position of Deputy Director for Taxi Regulation shall be created within the  
21 Municipal Transportation Agency. To the extent permitted by law, the Deputy Director for Taxi  
22 Regulation shall serve at the pleasure of the Director of Transportation of the Municipal  
23 Transportation Agency. The Deputy Director for Taxi Regulation, at the direction of the Director of  
24 Transportation of the Municipal Transportation Agency, shall carry out the duties required for the  
25 transfer of jurisdiction over the regulation of motor vehicles for hire from the Taxi Commission to the

1 MTA Board, and such other duties as may be assigned by the Director of Transportation of the  
2 Municipal Transportation Agency.

3 (ii) To the extent permitted by law, the Municipal Transportation Agency Board of  
4 Directors may delegate to the Deputy Director for Taxi Regulation or his or her designee any function  
5 related to the regulation of motor vehicles for hire.

6 (iii) The MTA Board is urged to prepare legislation to consolidate the applicable  
7 provisions of the Municipal Code within its jurisdiction governing motor vehicles for hire, and  
8 regulations to implement the transition of the Taxi Commission's powers and duties to the Municipal  
9 Transportation Agency.

10 (b) The Board of Supervisors of the City and County of San Francisco hereby  
11 declare it shall be the policy of the City and County of San Francisco that:

12 (i)(a) All motor vehicle for hire permits issued by the City and County of San  
13 Francisco are the property of the people of the City and County of San Francisco and shall not  
14 be sold, assigned or transferred.

15 (ii)(b) A sufficient number of permits for each type, kind, or class of motor  
16 vehicle for hire shall be issued to assure adequate service to the public, including residents,  
17 commuters, tourists and other visitors.

18 (iii)(e) All taxicabs shall be operated with an effective 24-hour radio dispatch  
19 service to assure prompt, safe and adequate service for all residents of the City and County of  
20 San Francisco, including, without limitation, elderly and handicapped persons, in all locations  
21 throughout the City and County.

22 (iv)(d) Taxicab operators may charge less than the maximum fare set by law, as  
23 set forth below.

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1                    ~~(v)~~(e) All commercial operation of motor vehicles for hire in the City and County  
2 of San Francisco shall be subject to regulation under this Article, except to the extent that  
3 such regulation is preempted or precluded by state or federal law. It is the intent of the Board  
4 of Supervisors that this Article shall apply to all motor vehicles for hire, including those which  
5 may from time to time be deregulated by state or federal authority although now or in the  
6 future exempted from regulation hereunder by virtue of state or federal law.

7                    ~~(vi)~~(f) The public will benefit from additional efforts to enforce the provisions of  
8 this Article, and a portion of the cost of enforcement should be funded through fees collected  
9 from holders of permits issued under this Article.

10                    **Section 2.** This ordinance shall take effect on August 1, 2004.

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

15 By: \_\_\_\_\_  
16 CHRISTIANE HAYASHI  
17 Deputy City Attorney  
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