

1 [Continuation of higher cap on gate fees charged taxi drivers.]

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3 **Resolution extending the date for enacting ordinances to prevent expiration of higher**
4 **cap on gate fees charged taxi drivers.**

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6 WHEREAS, Police Code Section 1135.1(b) states that a taxicab company that fulfills
7 certain conditions, including providing workers compensation coverage for all taxis operating
8 under the taxicab company's color scheme, may charge drivers a mean gate fee not to
9 exceed \$91.50 per shift of 10 hours or longer (prorated at \$9.15 per hour for shifts shorter
10 than 10 hours), in contrast to the otherwise applicable mean gate fee cap of \$85.00 per shift
11 of 10 hours or longer (prorated at \$8.50 per hour for shifts shorter than 10 hours) prescribed in
12 Section 1135.1(a); and

13 WHEREAS, several taxicab companies have fulfilled the conditions specified in Police
14 Code Section 1135.1(b) and have thus been able to charge drivers the higher mean gate fee
15 provided for in Section 1135.1(b); and

16 WHEREAS, Police Code Section 1135.1(g) states that Section 1135.1(b) shall expire if
17 the City fails to enact into law (i) an ordinance prescribing a specific long-term lease fee cap
18 covering all long-term lease drivers and (ii) an ordinance that establishes a program that
19 makes a substantial and reasonable degree of health insurance or health benefits available to
20 all taxi drivers; and

21 WHEREAS, Police Code Section 1135.1(g) further states that the date by which the
22 City must enact the aforementioned ordinances to prevent the expiration of Section 1135.1(b)
23 may be extended if the Board of Supervisors finds that further time is needed to resolve
24 issues relating to the ordinances and that progress is being made on developing the
25 ordinances for the Board's consideration; and

1 WHEREAS, The Controller submitted reports to the Board of Supervisors on October
2 1, 2003 pertaining to the aforementioned ordinances, on file with the Clerk of the Board of
3 Supervisors in File No. 020678, which are hereby declared to be a part of this resolution as if
4 set forth fully herein; and

5 WHEREAS, The Controller's reports describe the practical and financial considerations
6 that must be taken into account in developing the aforementioned ordinances, outline in
7 general the policy options available with respect to the ordinances, and call for the gathering
8 and analysis of additional data from taxi drivers before making decisions as to the scope and
9 substance of the ordinances; and

10 WHEREAS, The Taxi Commission, in consultation with the Controller, and following a
11 Commission hearing on October 28, 2003, administered a survey to taxi drivers renewing their
12 "A" card (driver of public passenger vehicle for hire) permits in December 2003, January 2004,
13 and February 2004, which survey addresses issues pertaining to the aforementioned
14 ordinances, and as to which approximately 1800 drivers responded; and

15 WHEREAS, The Taxi Commission and Controller are in the process of compiling and
16 analyzing the survey data gathered from the taxi drivers; now, therefore, be it

17 RESOLVED, That the Board of Supervisors finds that further time is needed to resolve
18 issues relating to the aforementioned ordinances and that progress is being made on
19 developing the ordinances for the Board's consideration; and, be it

20 FURTHER RESOLVED, That the date for enacting into law the aforementioned
21 ordinances is extended to September 1, 2004.