

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

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

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

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

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

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

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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.



City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tails  
Resolution

File Number: 040290

Date Passed:

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

March 16, 2004 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 040290

I hereby certify that the foregoing Resolution was ADOPTED on March 16, 2004 by the Board of Supervisors of the City and County of San Francisco.

040290

MAR 19 2004

Date Approved

Gloria L. Young  
Clerk of the Board

Mayor Gavin Newsom