

ADOPTED

Representatives Powell of the 32nd and Powell of the 171st offer the following amendment:

1 *Amend the Senate Science and Technology Committee substitute to HB 225 (LC 43 0160S)*
 2 *by inserting after "effective dates" on line 18 "and for legislative intent".*

3 *By striking "(2)" on line 57 and inserting in lieu thereof "(3)".*

4 *By striking lines 220 and 221 and inserting in lieu thereof the following:*
 5 the minimum amount of commercial liability insurance prescribed by state law;

6 *By striking lines 409 through 434 and inserting in lieu thereof the following:*

7 (2) On and after July 1, 2017, an owner of each for-hire vehicle, prior to commencing
 8 operations in this state and annually thereafter, shall obtain a for-hire vehicle master
 9 license from the department. The department shall issue a decal or certificate for each
 10 motor vehicle covered under such master license, and the owner shall display such decal
 11 on such vehicle at all times in the manner prescribed by the department by rule or
 12 regulation or shall maintain a copy of the certificate in the covered vehicle or
 13 electronically on the driver's smartphone which certificate shall be displayed to law
 14 enforcement personnel or agents of the department upon request. With regard to ride
 15 share drivers who are employed directly by a ride share network service or who operate
 16 as independent contractors for a ride share network service, the ride share network service
 17 shall be responsible for obtaining a master license for all of its affiliated ride share
 18 drivers. The obtaining of a master license shall not operate to relieve a taxi service, a
 19 limousine carrier, a ride share network service, or the owner of a for-hire vehicle from
 20 sales and use taxes on fares which were previously incurred.

21 (3) The owner of each for-hire vehicle in operation in this state on July 1, 2017, shall
 22 obtain a for-hire master license from the department prior to such date and shall obtain
 23 a decal or certificate for each motor vehicle covered under such master license, and the
 24 owner shall either display such decal on such vehicle at all times in the manner prescribed
 25 by the department by rule or regulation or shall maintain a copy of the certificate in the
 26 covered vehicle or electronically on the driver's smartphone which certificate shall be
 27 displayed to law enforcement personnel or agents of the department upon request. With
 28 regard to ride share drivers who are employed directly by a ride share network service or
 29 who operate as independent contractors for a ride share network service, the ride share
 30 network service shall be responsible for obtaining a master license for all of its affiliated

31 ride share drivers. The obtaining of a master license shall not operate to relieve a taxi
 32 service, a limousine carrier, a ride share network service, or the owner of a for-hire
 33 vehicle from sales and use taxes on fares which were previously incurred.

34 *By striking lines 454 through 459 and inserting in lieu thereof the following:*

35 (5) Of this annual master license fee, 57 percent shall be retained by the state for deposit
 36 in the general fund of the state treasury. At the time of payment of the annual master
 37 license fee, the owner obtaining the master license shall provide to the department a
 38 written declaration setting forth the county or counties in which vehicles operate. The
 39 remaining 43 percent of the annual master license fee shall be divided by the department
 40 proportionately according to population to the county or counties set forth in such
 41 declaration. The proportional amounts shall be distributed to the county tag agent in each
 42 such county to allocate and distribute to the county governing authority and to municipal
 43 governing authorities, the board of education of the county school system, and the board
 44 of education of any independent school system located in such county in the manner
 45 provided in this paragraph:

46 *By striking lines 526 through 532 and inserting in lieu thereof the following:*

47 (6) On and after July 1, 2017, it shall be illegal for a taxi service, a limousine carrier, a
 48 ride share network service, or an owner of a for-hire vehicle who is providing
 49 transportation services to fail to display a current tax decal or maintain a physical or
 50 electronic certificate in such vehicle as prescribed by this subsection and as may be
 51 required by the department by rule or regulation. Any person who violates this paragraph
 52 shall be guilty of a misdemeanor of a high and aggravated nature and additionally shall
 53 be subject to a civil fine of not more than \$5,000.00 per violation.
 54 (7) This subsection shall be repealed by operation of law on July 1, 2017."

55 *By striking lines 673 through 678 and inserting in lieu thereof the following:*

56 "(25) ~~Reserved~~ On and after July 1, 2017, fares of for-hire vehicles for which taxi
 57 services, limousine carriers, ride share network services, or the owners of such vehicles
 58 have purchased a for-hire master license in lieu of paying sales and use taxes on fares
 59 pursuant to the provisions of subsection (b) of Code Section 40-2-168. This provision
 60 shall not relieve taxi services, limousine carriers, transportation referral services,
 61 transportation referral service providers, or ride share service networks of sales and use
 62 tax liability on fares incurred prior to the purchase of such for-hire master license. This
 63 paragraph shall be repealed by operation of law on July 1, 2017;".