

# PROPOSED UPDATES TO FHV DISPATCHING RULES

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# Proposed Updates to FHV Dispatching Rule

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- The TLC is proposing a new rule that will:
  - ▣ require FHV bases to submit trip records to the TLC,
  - ▣ prohibit dispatching a vehicle affiliated with a different class of FHV base (“cross-class dispatching”),
  - ▣ prohibit dispatching another base’s vehicles without an agreement between the bases,
  - ▣ require bases dispatching vehicles from a different base to provide the customer with the name and license number of the base(s) with which the dispatched car is affiliated and is dispatched, and
  - ▣ establish a violation for failing to comply with certain portions of the new rule.

# Background

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- Current TLC Rules permit a base to dispatch a vehicle affiliated to a different base if the passenger is informed.
- Industry practice has been to do so subject to an agreement between the bases.
- Recently, some bases have begun to dispatch non-affiliated vehicles (affiliated to another base), and vehicles of a different class (e.g. Black Car base dispatching a Livery vehicle).

# Impacts of New Service Models

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- Current rules do not provide a way for the TLC to identify the driver of a vehicle dispatched by a non-affiliated base, whose name and license number are needed to enforce safety and consumer protection regulations.
- Bases cross-class dispatching and dispatching non-affiliated vehicles when no agreement exists with the affiliated base put drivers at risk of losing Workers' Compensation benefits if a crash occurs during a trip.
- The current rules do not specify what information the customer must be provided if a non-affiliated vehicle is dispatched by the base.

# Driver Accountability

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- Problem:
  - ▣ TLC identifies the driver of one of its licensed FHV's by requesting dispatch records from the affiliated base.
  - ▣ Affiliated bases may not have a record of the dispatch if it was performed by another base, leaving TLC unable to identify the driver.
  - ▣ Impacts TLC's safety and consumer protection goals.
  
- Proposed Resolution:
  - ▣ Proposed rule will require FHV bases to routinely submit required dispatch records to the TLC, providing FHV accountability.

# Driver Protection

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## □ Problem:

- NY State Workers Compensation Board has indicated that cross-class dispatching may leave drivers without workers compensation coverage.
- Black Car Fund and Livery Fund Rules may leave drivers of vehicles dispatched by a non-affiliated base without workers compensation coverage.

## □ Proposed Resolution:

- Proposed rule will prohibit cross-class dispatching by requiring both bases belong to the same Fund, thus ensuring driver coverage.
- Proposed rule will require bases to have agreements in order to dispatch non-affiliated drivers, thus ensuring driver coverage.

# Passenger Information

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- Problem:
  - ▣ Current rules do not specify what base information must be provided to a passenger who is dispatched a non-affiliated vehicle.
  - ▣ Dispatching and/or affiliated base information may be needed for consumer complaints, lost property, and confidently entering into vehicles.
  
- Proposed Resolution:
  - ▣ Proposed rule will require bases to provide the TLC license number and name of the base with which the vehicle is affiliated, and of the base performing the dispatching, so passengers are fully informed.