

LCB File No. R034-06

**PROPOSED REGULATION OF THE TAXICAB AUTHORITY
OF THE DEPARTMENT OF BUSINESS AND INDUSTRY**

(March 2006 – Safety Program)

Section 1. Chapter 706 of NAC is hereby amended by adding thereto a new section to read as follows:

Section 2.

1. *Each Certificate Holder shall implement a safety program designed to prevent crimes against drivers and passengers of taxicabs which meets the minimum requirements of this section.*
2. *The Safety Program must include:*
 - a. *the installation of safety equipment;*
 - b. *the training of drivers and dispatchers on safety and the prevention of crimes;*
and
 - c. *the tracking and reporting to the Authority of all crimes involving taxicabs placed in passenger service by the Certificate Holder.*
3. *A decal or other medium that notifies passengers of the type of security equipment installed in the taxicab must be:*
 - a. *Placed on the windows of the right and left rear doors of the taxicab and on the upper one-third part of each such window or in the space in the taxicab which is directly behind the passenger's window on a window that cannot be lowered;*
 - b. *Placed on the lowest point of the fixed window; and*

- c. *Visible to a passenger before the passenger enters the taxicab and visible from the exterior and interior of the taxicab; and*
 - d. *Approved by the Authority.*
4. *Safety equipment as used in this section means any equipment which will aid or can aid law enforcement in the prevention and apprehension of anyone committing a crime against a driver or passenger.*
 5. *The safety equipment installed pursuant to this section shall be subject to inspection by the Authority. A Certificate Holder found operating a taxicab with malfunctioning or non-operative safety equipment will be issued a 24 hour service notice. If the safety equipment is not repaired within 24 hours, the taxicab must be placed out of service until the safety equipment is functional.*
 6. *The Safety Program must:*
 - a. *be kept in writing, on a form prescribed by the Authority and available to the Authority for inspection;*
 - b. *Before February 15 of each year, submitted to the Authority in an annual report in the form and detail prescribed by the Authority;*
 - c. *Supplemented with such additional information as the Authority may require.*
 7. *The Annual Report submitted by the Certificate Holders pursuant to this section will be reviewed by the Authority and crime statistics for the taxicab industry will be developed from these Annual Reports. There will be a rebuttable presumption that an Annual Report which shows a rate of crime that is significantly higher than the industry average is indicative of an ineffective safety program. If a Safety Program is found ineffective by the Authority, the Authority may require the Certificate Holder to submit*

a revised safety program for Authority approval and may subject the Certificate Holder to discipline under NRS 706.885(2).

8. *If a Certificate Holder fails to comply with any provision of this section, the Certificate Holder will be subject to discipline under NRS 706.885(2).*

Section 3.

NAC 706.552 is hereby amended to read as follows:

NAC 706.552 A taxicab driver shall, in addition to the requirements of NRS 706.8849 :

1. Ensure that the electronic taximeter of his taxicab is engaged while the taxicab is on hire.
2. Not solicit passengers by voice or action.
3. Not accept, directly or indirectly, a gratuity or any form of compensation from any person for diverting or attempting to divert a prospective customer from any commercial establishment.
4. Not knowingly operate a taxicab that is unsafe for passenger service.
5. Upon changing employment from one certificate holder to another, present to the Administrator his permit and a referral slip from his new employer for issuance of a permit. Before commencing his employment, a taxicab driver must present his taxicab driver's permit to his employer.
6. Except as otherwise provided in NAC 706.546 , not operate a taxicab within the jurisdiction of the Authority for other than the company listed on his driver's permit.
7. Report immediately any inoperable or defective taximeters to the certificate holder or his representative.

8. Not divert or attempt to divert a prospective customer from any commercial establishment.

9. Except as authorized by his employer or the Authority, not permit any person, other than himself, within his taxicab unless that person is a passenger who is actually being transported and is paying a fare.

10. Report immediately any malfunctioning, inoperable or defective safety equipment to the certificate holder or his representative.

11. Not tamper with, damage, disturb, remove or disable any safety equipment.