



546676

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
03/14/2017	.	
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The Committee on Banking and Insurance (Farmer) recommended the following:

1           **Senate Amendment to Amendment (144456) (with title**  
2 **amendment)**  
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4           Delete line 384  
5 and insert:  
6           (15) TRANSPORTATION NETWORK COMPANY ASSESSMENT.-  
7           (a) As used in this subsection, the term:  
8           1. "Gross trip fare" means the sum of the base fare charge,  
9 distance charge, and time charge for the complete trip that is



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10 charged to the rider.

11 2. "Local assessment fee" means one-half of 1 percent of  
12 the gross trip fare.

13 (b) A TNC shall collect a local assessment fee on behalf of  
14 a driver who accepts a request for transportation network  
15 company service made through the company's digital network for  
16 all transportation network company service that originates in  
17 the state.

18 (c) Within 30 days after the end of a calendar quarter, a  
19 TNC shall submit to the Department of Revenue:

20 1. The total local assessment fees collected by a TNC on  
21 behalf of the drivers; and

22 2. A report listing the percentage of the gross trip fare  
23 that originated in each county during the reporting period.

24 (d)1. The Department of Revenue shall retain an amount of  
25 10 percent of the local assessment fee collected under  
26 subparagraph (c)1. to cover the expenses incurred by the state  
27 to collect, remit, and distribute local assessment fees pursuant  
28 to this subsection.

29 2. The remaining portion of the total local assessment fees  
30 collected under this subsection, minus the amount retained  
31 pursuant to subparagraph 1., shall be distributed to counties as  
32 provided in subparagraph 3. Any funds collected and distributed  
33 to counties shall be used to address the needs and effective  
34 transportation of those citizens who are disabled, including  
35 providing wheelchair accessible vehicles.

36 3. Within 60 days after the end of a calendar quarter, the  
37 Department of Revenue shall distribute the local assessment fees  
38 collected under paragraph (c), minus the amount retained



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39 pursuant to subparagraph 1., to each county where a trip  
40 originated during the reporting period. The distribution to each  
41 county must be proportionate to the percentage of the gross trip  
42 fare that originated in each county and must be allocated  
43 consistent with subparagraph 2.

44 (e)1. To ensure that the TNC has remitted the correct local  
45 assessment fee and has accurately reported the percentages  
46 attributable to counties pursuant to paragraph (c), the  
47 Department of Revenue may inspect the necessary records at a  
48 TNC's place of business or a mutually agreed upon location. This  
49 inspection may not be conducted more than once every 3 years.

50 2. In the event that a TNC submits a report to the  
51 Department of Revenue which is subsequently determined to be  
52 inaccurate, thereby leading to an underpayment or overpayment of  
53 a county's local assessment fee, the Department of Revenue shall  
54 correct the underpayment and overpayment by offsetting the  
55 amount of the underpayment or overpayment in subsequent local  
56 assessment fee distributions. In the event a TNC remits an  
57 assessment fee to the Department of Revenue which is determined  
58 to constitute an underpayment of the total assessment fee  
59 required by this subsection, the TNC shall, within 30 days after  
60 receiving notification of the determination, remit the balance  
61 owed to the Department of Revenue.

62 (16) PREEMPTION.-

63 ===== T I T L E A M E N D M E N T =====

64 And the title is amended as follows:

65 Delete line 483

66 and insert:

67 to maintain specified records; defining terms;



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68 requiring a TNC to collect a local assessment fee  
69 under certain circumstances; requiring the TNC to  
70 submit to the Department of Revenue local assessment  
71 fees and a certain report by a specified period;  
72 requiring the state to retain a specified percent of  
73 the local assessment fee for certain purposes;  
74 requiring the remaining portion of such fee to be  
75 distributed to counties for certain purposes;  
76 requiring the department to distribute certain  
77 portions of the fee to counties subject to certain  
78 requirements; authorizing the department to inspect  
79 certain records subject to certain restrictions;  
80 directing the department to correct underpayments and  
81 overpayments under certain circumstances, subject to  
82 certain requirements; requiring the TNC to remit a  
83 balance owed to the department within a specified  
84 period under certain circumstances; providing  
85 legislative