

Metropolitan Taxicab Commission

St. Louis, Missouri

Vehicle for Hire Code

Revision 8.1

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CHAPTER 1 – DEFINITIONS

101 Definitions.

Unless it appears that a different meaning is intended, the following words shall have the meaning given them by this section:

- (1) **Airport**: shall mean Lambert-St. Louis International Airport and any other airport located within the City or County and designated by the Mayor of the City or County Executive.
- (2) **Airport Taxicab**: shall mean a taxicab which picks up passengers for hire at the Airport, transports them to places they designate by no regular or specific route, and the charge therefore is made on the basis of distance traveled as indicated by the Taximeter. Airport Taxicabs shall seat a minimum of three passengers in the rear seat.
- (3) **Airport Taxicab License**: shall mean a license issued by the Commission to an Airport Taxicab Company for the operation of a specific Airport Taxicab.
- (4) **Certificate of Convenience and Necessity**: shall mean formal authorization to a Person, issued by the Commission, to operate a specified aggregate number of vehicles within and conforming to a particular Service Category, and requiring a Person's conformance to the provisions of this Code and to all future amendments, Rules and Regulations and other provisions adopted by the Commission applicable to such certificate.
- (5) **Certificate Holder**: shall mean a Person holding one or more Certificates of Convenience and Necessity.
- (6) **Charter Basis**: shall mean exclusive use of a motor vehicle to a single chartering party for a specific period of time during which the chartering party shall have exclusive right to the use of the service.
- (7) **City**: shall mean the City of St. Louis.
- (8) **Commission**: shall mean the Metropolitan Taxicab Commission.
- (9) **County**: shall mean St. Louis County inside and outside of incorporated cities, towns and villages.
- (10) **Courtesy Vehicle**: shall mean any motor vehicle used by a hotel or commercial business for transportation of its customers or patrons on the streets of City or County for no charge including, but not limited to, hotel shuttle vehicles. Courtesy Vehicles shall operate solely on scheduled trips between fixed termini and shall be no older while in service than allowed by the rules promulgated by the Director dealing with this class of vehicle.
- (11) **Courtesy Vehicle License**: shall mean a license issued by the Commission to a Courtesy Vehicle Company for the operation of a specific Courtesy Vehicle.
- (12) **Director**: shall mean the Director of the Metropolitan Taxicab Commission or the Director's authorized agents.
- (13) **Driver's License**: shall mean a license issued by the Commission which shall authorize the holder to operate a particular type of Vehicle for Hire as indicated on his or her Driver's License.

- (14) **For-Hire Vehicle**: shall mean any motor vehicle engaged in the business of carrying persons for hire on the streets of the City or County where the Compensation for said transportation is made either directly or indirectly.
- (15) **Hearing Officer**: shall mean one or more Persons appointed by the Commission to hear and decide appeals in accordance with 67.1818 RSMo.
- (16) **Indicia**: shall mean any indicator or markings that would indicate to the general public that a vehicle was a taxicab of any class or other vehicle for hire. This term includes, but is not limited to, a top light, signage or other markings or a taximeter.
- (17) **Lessee**: shall mean a Person who has permission to operate a Vehicle for Hire pursuant to a written lease agreement with the Owner or with a Person who has a written contractual relationship with the Owner of an On-Call Taxicab, Airport Taxicab, Courtesy Vehicle, Premium Sedan, or Medical Transport Vehicle.
- (18) **Luxury Vehicle**: shall mean a full size, four door, Cadillac, Lincoln, Mercedes, Jaguar or similar model of vehicle as set out in the rules promulgated by the Director that has not been altered from the manufacturer's original specifications.
- (19) **Medical Transport Vehicle**: shall mean any motor vehicle designed or used to transport not more than eight passengers including the driver, on a prearranged basis for visits to medical care providers or other destinations related to health and welfare that require "Protective Oversight" of passengers with special needs.

Protective Oversight, Definition shall mean:

"Due to level of disability, behavior, physical ability or medical condition, some passengers are at risk if left alone and require continuous oversight by another party. Protective Oversight is the term used to describe the continuity of responsibility for the safety and welfare of passengers."

Medical Transport Vehicle: shall also mean a "Stretcher Van" and shall not mean an ambulance.

- (20) **Municipality**: shall mean a city, town or village that has been duly incorporated in accordance with the laws of the state of Missouri.
- (21) **On-Call Taxicab**: shall mean any motor vehicle or non-motorized carriage engaged in the business of carrying persons for hire on the Streets of the City and/or County, whether the same is hailed on the streets by a passenger or is operated from a Street stand, from a garage on a regular route, or between fixed termini on a schedule, and where no regular or specific route is traveled. Passengers are taken to and from such places as they designate; the charge for motor vehicles is made on the basis of distance traveled as indicated by a Taximeter; the charge for non-motorized carriages is made on the basis of distance or route traveled or the time of the trip. On-Call Taxicabs shall seat a minimum of three passengers in the rear seats.
- (22) **On-Call Taxicab License**: shall mean a license issued by the Commission to an On-Call Taxicab Company for the operation of a specific On-Call Taxicab.
- (23) **Owner**: shall mean the Person indicated on the State motor vehicle registration as the Owner of a Vehicle for Hire.

- (24) **Person:** shall mean and include any individual, partnership, limited liability company, company, corporation, association, joint venture, club, and any trustee or receiver appointed by any court of competent jurisdiction.
- (25) **Prearranged:** shall mean that the transportation has been arranged or reserved via telephone, facsimile or computer before the Vehicle for Hire is dispatched to render the transportation service or any service ancillary to the transportation such as loading baggage.
- (26) **Premium Sedan:** shall mean any motor vehicle engaged in the business of carrying persons for hire on the streets of the City or County which seats a total of *eight* or less passengers *including* a driver and which carries in each vehicle a manifest or trip ticket containing the date, the trip number, and the name and pickup address of the passenger or passengers who have *prearranged* for the use of the vehicle, and the charge is a prearranged fixed contract price quoted for transportation between termini selected by the passenger. Such manifest or trip ticket shall be available immediately upon request to any member of the Commission, the Director or any law enforcement agency. Premium Sedans must be Luxury Vehicles and shall only be operated on a Prearranged Charter Basis. (*Adopted August 26, 2005*)
- (27) **Premium Sedan License:** shall mean a license issued by the Commission to a Premium Sedan Company for the operation of a specific Premium Sedan.
- (28) **Reserve Vehicle:** shall mean a Vehicle for Hire not in service.
- (29) **Service Animal:** shall mean an animal trained to guide or assist a Person with a disability.
- (30) **Service Category:** shall mean a specified service comprised entirely of Airport Taxicabs, On Call Taxicabs, Courtesy Vehicles, Premium Sedans, or Medical Transport Vehicles.
- (31) **Street:** shall mean any street, alley, avenue, boulevard, court, lane or public place.
- (32) **Taximeter:** shall mean a meter instrument or device attached to an On-Call Taxicab or Airport Taxicab which measures mechanically or electronically the distance driven and the waiting time upon which the fare is based.
- (33) **Vehicle for Hire:** shall refer collectively to Airport Taxicabs, On-Call Taxicabs, Courtesy Vehicles, Premium Sedans, and Medical Transport Vehicles, and any motor vehicle engaged in the business of carrying persons for hire on the streets of the City or County where the Compensation for said transportation is made either directly or indirectly. (*Adopted January 23, 2004 as amended October 31, 2007*).
- (34) **Vehicle License:** shall mean a license issued by the Commission for operation of a specific Airport Taxicab, On-Call Taxicab, Courtesy Vehicle, Premium Sedan, or Medical Transport Vehicle.

102 Certain Types of Vehicles Exempt.

The provisions of this Code shall not apply to:

1. Motor vehicles used as a sightseeing bus. "Sightseeing bus" means a motor vehicle having a seating capacity in excess of ten Persons and used for the purpose of conveying passengers on a sightseeing tour, as that term is generally understood, where the basis for the charges or fees is the time of the trip or the route traveled by such buses on regular trips;
2. Motor vehicles run on rails or tracks.

CHAPTER 2 – CERTIFICATE OF CONVENIENCE AND NECESSITY

201 Certificate of Convenience and Necessity Required - Application.

No Person shall own or lease a Vehicle for Hire without first obtaining a Certificate of Convenience and Necessity for the operation of such vehicle. An application for a Certificate of Convenience and Necessity shall be addressed to the Commission. This application shall be in writing, verified by the affidavit of the applicant, or if the applicant be a corporation, partnership or association of Persons of any kind, by its duly authorized officer or agent, and shall state the following facts:

1. The full name and address of the applicant, and if a partnership, the names and addresses of all partners; if a corporation or association of Persons, the names and addresses of all the officers and Directors thereof;
2. The Service Category under which the applicant is proposing to provide service;
3. What, if any, previous experience the applicant has had, or if the applicant is a partnership, the partners therein have had, or if the applicant is a corporation or other association of Persons, the officers and Directors have had, in the Service Category for which application is made;
4. The number of vehicles the applicant desires to operate;
5. The color scheme proposed to be used;
6. The passenger capacity of each vehicle according to manufacturer's rating;
7. The type of Vehicle for Hire to be used, engine horsepower or identification and description of other means of motivation, and name of manufacturer.

202 Certificate of Convenience and Necessity - Hearing.

Upon the filing of an application for a Certificate of Convenience and Necessity, the Commission shall conduct a hearing thereon to determine the public convenience and necessity. Notice of this hearing shall be given to all Persons interested, including the Owner of the Vehicle for Hire, at least ten days before the date set for the hearing. The kind of notice, the place of hearing and all facts connected with or relating to the hearing, shall be determined by the Commission.

203 Certificate of Convenience and Necessity – Issuance - Factors.

The Commission shall have power to issue or refuse to issue any Certificate of Convenience and Necessity as the public welfare, convenience or necessity may require. In determining whether public convenience and necessity require the certification of Vehicles for Hire for which application may be made, the Commission shall take into consideration whether the demands of the public require the proposed or additional Vehicle for Hire service within the jurisdiction of the Commission; whether existing Vehicle for Hire service is sufficient to properly meet the needs of the public; the financial responsibility of the applicant; the number, kind, type of equipment and the color scheme proposed to be used; the increased traffic congestion and demand for increased parking space upon the Streets within the jurisdiction of the Commission which may result, and whether the safe use of the Streets by the public, both vehicular and pedestrian, will be preserved by the granting of the additional certificate; and other relevant facts as the Commission may deem advisable or necessary.

If the Commission shall find that the public convenience and necessity requires the operation of additional Vehicles for Hire, the Commission shall issue its certificate to such effect. If the Commission denies the application, a notice of denial shall be mailed by certified mail to the applicant and shall state the procedure for appeal pursuant to Chapter 12 of this Code.

There will be a moratorium on new Certificates of Convenience and Necessity from June 13 to September 13, 2003 – (Adopted June 13, 2003)

The moratorium policy on the issuance of Certificates of Convenience and Necessity for an On-Call cab, Airport cab, or Premium Sedan is extended to December 31, 2003. This moratorium does not apply to Certificates of Convenience and Necessity on courtesy shuttles that do not charge a fee. – (Adopted August 8, 2003)

The moratorium policy as outlined above is extended through June 30, 2004. –(Adopted December 19, 2003)

204 Certificate of Convenience and Necessity - Not Transferable.

No holder of a Certificate of Convenience and Necessity may sell, assign, lease or otherwise transfer the rights and privileges granted thereunder to any other Person without first having been granted permission to do so by the Commission.

205 Discontinuing Service.

No Person who has been granted a Certificate of Convenience and Necessity to operate Vehicles for Hire may discontinue all or any of them without first filing with the Commission, a statement, verified by affidavit, of the number of vehicles he desires to discontinue operating, and the reasons there for, and obtaining permission from the Commission to discontinue operation as set forth in the statement. The withdrawal of any vehicle from operation, for the purpose of conditioning, overhauling or repairing shall not be considered discontinuing operation under this section.

206 Amendment of Certificate - Reserve Vehicle - Fee.

Within sixty (60) days of the effective date of the Code, the Commission shall amend all existing Certificates of Convenience and Necessity to authorize only the number of Vehicles for Hire actually in service. If a certificate authorizes more Vehicles for Hire than are actually in service, the holder thereof may retain authority for no more than forty (40) Reserve Vehicles. Notice and a right to be heard concerning the number of Vehicles for Hire to be authorized shall be given to each Certificate Holder within said sixty (60) days. For the privilege of having authority for such Reserve Vehicles, the holder of said certificate shall pay an annual fee of Fifty Five dollars (\$55.00) for each Reserve Vehicle in addition to any applicable Vehicle License or inspection fee. Commencing October 1, 2005 every holder of a valid certificate of convenience and necessity may apply for reserve vehicle certificates in a number not to exceed 25% of the vehicles that are in service at that date. Holders of reserve certificates in excess of 25% of the number of vehicles that are in service as of this date may maintain the number of permits that they hold as reserves. From this date forward every reserve permit that is not renewed annually will be forfeit and further reserve permits will be able to be acquired only through the commissions normal 10% per annum growth allowance or through the acquisition of a company which owns additional valid certificates.

207 Revocation - Hearing.

Upon complete abandonment of Vehicle for Hire service for a period of ten (10) consecutive days, the Director, shall recall the Certificate of Convenience and Necessity after ten (10) days' notice sent by certified mail to the Certificate Holder and the holders of any Vehicle Licenses that were issued there under, which notice shall state the reasons for the revocation and the procedure for appeal pursuant to

Chapter 12 of this Code. Upon notice thereof by the Commission to the Chiefs of Police of the City and the County and appropriate municipalities, such Certificate and Vehicle Licenses shall be and stand revoked. No Certificate or Vehicle License shall thereafter be reinstated or renewed by the Commission until the Owner or Lessee has obtained a new Certificate of Convenience and Necessity and Vehicle Licenses, with like effect as though the Owner or Lessee had never theretofore been granted the certificate and subject licenses.

208 Insurance Required.

1. Except as otherwise set forth below, every Vehicle for Hire shall be insured and carry minimum motor vehicle liability insurance in the sum of Two Hundred Thousand (\$200,000.00) dollars combined single limit for any one (1) accident.
2. A Vehicle for Hire licensed by the City as of June 6, 2003 and insured as required by City Revised Code Chapter 8.98 shall be insured and carry minimum motor vehicle liability insurance in the following amounts:
 - a. Before January 31, 2004: the amounts required by Section 303.190 RSMo 2000.
 - b. Beginning January 31, 2004: One Hundred Thousand (\$100,000.00) dollars combined single limit for any one (1) accident.
 - c. Beginning January 31, 2005: Two Hundred Thousand (\$200,000.00) dollars combined single limit for any one (1) accident.
3. If the minimum insurance requirements of the Missouri Motor Vehicle Financial Responsibility Law exceed the amounts in this Section such Missouri minimum requirements shall automatically become the minimum requirements of this Section
- 3.1 A Medical Transport Vehicle must meet the coverage requirements for commercial automobile liability insurance set by the MTC or the applicable federal, state, and local laws and regulations, whichever is greater. The minimum auto liability insurance coverage required for any Medical Transport Vehicle is \$300,000 combined single limit (CSL)..
4. The insurance shall be carried with a firm or corporation who has been duly licensed or permitted to carry on such business in the State of Missouri, and shall be kept and maintained continuously in force and effect. Each policy shall be endorsed to state that coverage will not be suspended, cancelled, or the limits reduced, except after receipt by the Director of thirty (30) days prior written notice. A verified copy of the insurance policy shall be filed with the Director, with the certificate of the insurer, that the policy is in full force and effect.
5. It shall be unlawful and a violation of this Code to lease or operate a Vehicle for Hire that is not insured to the extent required herein.
6. In addition to any other remedies, in the event any insurance required by this Section lapses and is not immediately renewed, the Certificate of Convenience and Necessity and the Vehicle Licenses issued there under shall be immediately suspended. Upon compliance with all provisions of this Code, the Certificate of Convenience and Necessity and Vehicle Licenses issued there under may be reinstated by the Director with or without a hearing.

CHAPTER 3 – VEHICLE LICENSE REQUIREMENTS

301 Vehicle License Requirements.

1. No Person shall own or lease a Vehicle for Hire without first obtaining a license for such Vehicle for Hire from the Commission. The applicant may apply for and the Commission may issue a license for an Airport Taxicab, an On-Call Taxicab, a Courtesy Vehicle, a Premium Sedan, or a Medical Transport Vehicle, but not more than one kind of license for any specific vehicle. Each license shall be issued for a specific vehicle, provided however, that the Director may authorize the transfer of a license to a substitute vehicle if the Director determines that such a substitute vehicle complies with all requirements of this Code.
2. Notwithstanding the provisions of Section 1 above, no Vehicle License shall be required if said Vehicle for Hire is licensed by a county or Municipality outside City and County, but only as long as:
 - a. such Vehicle for Hire does not operate point-to-point within the City and/or County, and
 - b. said licensing authority allows Vehicles for Hire licensed by the Commission to operate within its boundaries without further licensing requirements or fees, and
 - c. the aforementioned county or municipal license is valid for the current year, and the Owner, Lessee and each Person who operates said vehicles complies with all ordinance requirements of the county or Municipality as well as all applicable provisions of this Code, including Commission authority and sanctions.
3. Any Person violating this section shall be subject to administrative penalties of up to \$200. Sale of any vehicle shall not release a violator from the obligation to satisfy any administrative penalty imposed by the Commission or its agents.

302 Application for Vehicle License.

1. An application for a license for a Vehicle for Hire shall be filed with the Director.
2. An applicant for a license for a Vehicle for Hire shall provide the following information and proof for each application:
 - a. For all Vehicles for Hire, proof that the applicant is the Owner or Lessee of each vehicle for which a license is requested, or proof that the applicant has a written contractual agreement with the Owner of each vehicle for which a license is requested.
 - b. The seating capacity of each vehicle proposed to be used as a Vehicle for Hire. Such capacity shall not exceed the manufacturer's rating.
 - c. The make and model of vehicle, horsepower if applicable, vehicle identification number (VIN), and the length of time such vehicle has been in use.
 - d. A copy of the State of Missouri inspection, Commission inspection, and registration for the vehicle.

- e. For Airport Taxicabs and On-Call Taxicabs, adequate proof from a certified Taximeter servicer designated by the Commission that the Taximeter has been tested and sealed within the last sixty (60) days.
- f. Certification that the applicant will comply with all current and future Rules and Regulations promulgated by the Commission.
- g. Whether applicant is applying for an Airport Taxicab License, On-Call Taxicab License, Courtesy Vehicle License, Premium Sedan License, or Medical Transport Vehicle License.
- h. Proof of insurance as required by this Code.
- i. A Certificate of Convenience and Necessity from the Commission.
- j. After compliance with the foregoing, the Commission may issue a Vehicle License under the appropriate Certificate of Convenience and Necessity to the applicant valid from the date of the application upon payment of a fee as described herein.
- k. When an applicant has applied for a vehicle license, the Director shall issue, at the time of acceptance of the application, a temporary vehicle license to the applicant, which shall expire upon rejection of the application or issuance of a permanent license.
- l. A vehicle license may be in the form of what is commonly known as “Hang Tag” which shall be placed upon the rear-view mirror of the licensed vehicle.

303 Denial of Vehicle License.

If the Director denies a Vehicle License, the denial shall be in writing, shall state the reasons for the denial and the procedure for appeal pursuant to Chapter 12 of this Code, and be sent by certified mail to the applicant.

304 Inspection of Vehicles for Hire.

1. Upon receipt of a completed application, the Director shall cause an initial inspection of each Vehicle for Hire for cleanliness and general operational fitness. The applicant shall correct all deficiencies until such vehicle passes the Director's inspection. Vehicles with deficiencies shall be red-tagged at the place of inspection and removed from service for correction of any defects. During such period the vehicle shall not be operated as a Vehicle for Hire. Inspections for cleanliness and general operational fitness shall be performed annually thereafter before license renewal.
2. The Director shall maintain constant vigilance over all Vehicles for Hire, and shall cause an inspection annually of all such vehicles for cleanliness and general operational fitness before the renewal of any license therefore, and at the complaint of any Person, as often as may be necessary to ascertain that such vehicles are kept in continued fitness for public use. Upon reasonable belief that a vehicle is not fit for public use, the Director may require that such vehicle be inspected and fees paid in accordance with the procedures set out herein.
3. The Director shall set and publish inspection fees, with the approval of the Commission, as a part of the Rules Promulgated by the Director.

4. It shall be unlawful and a violation of this Code to lease or drive a Vehicle for Hire that has failed any inspection until such vehicle has passed a re-inspection.
5. Airport Taxicab and On-Call Taxicab fare registers or Taximeters shall be tested and sealed to the vehicle by a certified fare register or Taximeter service. A copy of the "placed in service receipt" will be filed with the Director. Such inspection shall be made before the issuance of any license therefore, and shall be made thereafter upon renewal, or at the complaint of any Person. When a complaint is received, the Director will initiate an investigation. If the fare register or Taximeter is inaccurate, the Owner or Lessee shall pay an administrative fee of Forty Dollars (\$40.00) per hour to cover the inspector's time required to conduct the inspection. The Owner or Lessee shall also pay the passenger for any overpayment by the passenger due to any inaccuracy.

305 Vehicle for Hire License Fees - Term.

1. The annual license fee for an Owner or Lessee of an Airport Taxicab, On-Call Taxicab, Courtesy Vehicle, Premium Sedan, or Medical Transport Vehicle shall be as follows:
 - a. The fee for an Airport Taxicab License shall be Fifty-Five Dollars (\$55.00) per year period.
 - b. The fee for an On-Call Taxicab License shall be Fifty-five Dollars (\$55.00) per year period.
 - c. The fee for a Courtesy Vehicle License shall be Two Hundred Forty Dollars (\$240.00) per year period.
 - d. The fee for a Premium Sedan License shall be Two Hundred Forty Dollars (\$240.00) per year period.
 - e. The fee for any replacement license shall be Ten Dollars (\$10.00).
 - f. A fee of Twenty Five Dollars (\$25.00) per day, per license, will be assessed for failure to renew licenses by the prescribed dates.
 - g. The fee for a Medical Transport Vehicle License shall be Fifty-five Dollars (\$55.00) per year period.
2. The Commission shall distribute the appropriate license to the license holder. The license holder shall cause such license to be exhibited as directed by the Commission.
3. No fees shall be required for Vehicles for Hire duly licensed by another county or a Municipality operating for limited purposes and subject to the conditions set forth herein.

306 Vehicle Licenses - Term, Expiration and Renewal.

1. Vehicle Licenses shall expire as follows:
 - a. All Airport Taxicab Licenses shall expire on the thirtieth day of April of each year, and shall be renewed annually prior to such expiration date.
 - b. All On-Call Taxicab Licenses must be renewed annually on the thirtieth day of June, and shall be and remain valid unless subsequently revoked by the Commission for noncompliance or voluntarily relinquished by the Certificate Holder upon notice and approval by the Commission as required by this Code.

- c. All Courtesy Vehicle Licenses shall expire on the thirty-first day of August of each year and shall be renewed annually prior to such expiration date.
 - d. All Premium Sedan Licenses shall expire on the thirty-first day of October of each year and shall be renewed annually prior to such expiration date.
 - e. All Medical Transport Vehicle Licenses shall expire on the thirtieth day of September of each year and shall be renewed annually prior to such expiration date.
2. An Owner or Lessee of a Vehicle for Hire shall file an application for all Vehicle License renewals with the Director along with the appropriate renewal fee. If the application is approved, the fee paid, and the vehicle passes all appropriate inspections, the Director shall issue the renewal. If the vehicle fails the Director's inspection, the Owner or Lessee may repair the vehicle and re-present it, until the vehicle passes inspection and is issued the renewal license, but may not allow any Person to operate such vehicle during the period of ongoing failure.

CHAPTER 4 – DRIVER’S LICENSE REQUIREMENTS**401 Driver Licensing – Qualifications - Hearing on Denial of License.**

1. No Person shall operate a Vehicle for Hire in the County or the City without first obtaining a Driver’s License authorizing the operation of that particular type of Vehicle for Hire. The applicant may apply for, and the Director may issue, a Driver’s License for the operation of an Airport Taxicab, an On-Call Taxicab, a Courtesy Vehicle, a Premium Sedan, or a Medical Transport Vehicle, each license shall be issued for a specific driver; no transfer of a license shall be permitted under this Code. The Director may issue a temporary driver’s license pending issuance of a permanent license.
2. Application for a Driver’s License shall be made to the Director. The applicant for the Driver’s License shall comply with the following requirements:
 - a. Be at least eighteen (18) years of age;
 - b. Be able to speak and understand directions, oral and written, in the English language;
 - c. Be able to read and understand maps of the St. Louis Metropolitan area;
 - d. Be in possession of a current Class E chauffeur's license as prescribed by the laws of the state of his/her residency;
 - e. Be in possession of current criminal background checks performed by the County Police Department, the City Police Department, and the Missouri Highway Patrol, or such other entity as the Commission may direct, and shall submit to fingerprint identification and any other criminal record check as required by the Commission showing the applicant has not been convicted of a felony and has no drug or alcohol related convictions involving the operation of a motor vehicle;
 - f. Pass a physical examination;
 - g. Pass an annual drug test;
 - h. Furnish the full name and address of the applicant; the date and place of birth of the applicant; and proof of citizenship of the United States of America or, if not a citizen of the United States then a valid visa and work permit;
 - i. Furnish proof that the applicant is the Lessee, subject only to obtaining a Driver’s License, of the type of vehicle for which a license is requested;
 - j. Furnish certification that the applicant will comply with all current and future Rules and Regulations promulgated by the Commission;
 - k. Specify the particular type of Vehicle for Hire to be indicated on the Driver’s License.

3. The Director may deny an application for a Driver's License if the Director determines that:
 - a. the applicant has made any intentional misstatement or misleading statement, and/or omission of fact in the application;
 - b. the applicant has been convicted of or pled guilty to any one of the following:
 - i. felony violation of any state statute or law involving any crime against Persons, including but not limited to all forms of assaults within ten (10) years of the application or within ten (10) years of release from prison for said felony conviction;
 - ii. felony violation of any state statute or law of any crime involving moral turpitude within ten (10) years of the application or within ten (10) years of release from prison for said felony conviction;
 - iii. driving while his or her Missouri's Driver's License was suspended or revoked within five (5) years of the date of the application;
 - iv. driving while intoxicated or some other drug or alcohol-related traffic offense within five (5) years of the application;
 - c. the applicant has violated any provision of this Code, including non-payment of administrative penalties.

If the Director determines that charges in the nature of the above-listed violations are pending against the applicant, the Director may hold the application until the charges have been resolved to the Director's satisfaction.

4. Upon approval of the application for a Driver's License and payment of the appropriate fee, the Director shall issue a Driver's License to the applicant. The driver shall display such Driver's License issued under the provisions of this Code on the dashboard of the Vehicle for Hire operated by him during all times that such Vehicle for Hire is being operated so that such license is clearly discernible to and can be read by the passengers in the rear seat.
 - a. The fee for a Driver's License shall be One Hundred Dollars (\$100.00). The license shall be valid for one (1) year from date of issuance.
 - b. The fee for any replacement license shall be Twenty-Five Dollars (\$25.00).
 - c. A fee of Five Dollars (\$5.00) per day, per license, will be assessed for failure to renew licenses by the prescribed date(s).
5. If the Director denies a Driver's License to an applicant or places the application on hold because of pending charges, the decision shall be in writing stating the reason for said action and the procedure for appeal pursuant to Chapter 12 of this Code and sent by certified mail to the applicant.

CHAPTER 5 – GENERAL OPERATING REQUIREMENTS**501 Lettering and Signs Required – Taximeters - Correct Fares Charged.**

1. Every Airport Taxicab and On-Call Taxicab shall have printed, in colors contrasting that of the vehicle surface to which affixed, on the outside of one (1) door on each side of such vehicle in letters at least two and one-half (2 ½) inches high, permanently affixed to the door, the name of the Vehicle License holder, the initial fare rate; in letters at least one (1) inch high, the rate graduations in 1/10th of a mile and the additional charge for extra passengers, if any, and the rate, if any, for return mileage from points beyond the geographical boundaries of the City and County. Every Airport Taxicab and On-Call Taxicab shall have printed, in colors contrasting that of the vehicle surface to which affixed, on the outside of the front fender on each side of such vehicle and on the trunk lid visible in plain view from the rear of the vehicle, in numbers at least two and one-half (2 ½) inches high, permanently affixed, the Taxicab fleet number assigned to that vehicle by the Certificate Holder.
2. Every Airport Taxicab and On-Call Taxicab shall have a rate card posted in a conspicuous manner on the inside of the vehicle prominently setting out the same information relative to fares and additional charges as required herein to be printed on the doors of the vehicle. All Vehicles for Hire shall display notice which contains information that any complaint should be directed to the “Director of the Metropolitan Taxicab Commission,” with the applicable phone number clearly indicated, posted in a conspicuous manner.
3. Every Airport Taxicab and On-Call Taxicab licensed by the Commission shall be equipped with a fare register or Taximeter which shall indicate the fare charged therefore, in a manner which shall be made visible to the passenger and by a receipt, available upon request, handwritten or mechanically printed, containing such information.
4. The display of a Taximeter shall be programmed to the increment in uniform whole cent values, at one-tenth (1/10) of a mile intervals for distance, and at time intervals. The uniform intervals for distance and time apply to both the initial and subsequent intervals.
5. Drivers of Airport Taxicabs and On-Call Taxicabs shall not use time meters except when waiting on a fare or where time is the non-moving or subordinate portion of the total fare calculated by the authorized and sealed Taximeter.
6. A top light shall be permanently affixed to the roof of all Airport Taxicabs and On-Call Taxicabs facing the front of the vehicle, which may display either the name of the Certificate Holder or the word “Taxi” or “Cab”.
7. It shall be unlawful and a violation of this Code to lease or drive an Airport Taxicab or On-Call Taxicab which does not comply with the provisions of this Code and, unless otherwise provided in this Code, to charge any greater amount than that indicated by the Taximeter or fare register, plus additional charges for the extra passengers, as indicated by the printing on the doors of the On-Call Taxicab or Airport Taxicab, as herein provided.
8. No Taximeter rates shall exceed those indicated as follows:

Initial Fare	\$2.50
Per Mile:	\$2.00
Additional Passengers:	\$1.00 each
Waiting Time:	\$24.00 per hour

9. Rates for transportation services exceeding those published above and set by contractual agreements entered into by and between a Certificate Holder and any Person, based on utilization of any or all of said Certificate Holder's Vehicles for Hire having Vehicle Licenses issued by the Commission, must be in writing and signed by the Certificate Holder or his authorized agent and the Person with which the Certificate Holder proposes to contract.
10. Drivers of Vehicles for Hire shall accept major credit cards for payment of fare. Failure or refusal to accept at least one (1) valid major credit card shall be a violation of this Code. Certificate holders shall require all drivers operating under the authority of their certificates to accept major credit cards as payment of fare. The term "major credit card" is defined as, at a minimum, including but not limited to, both Visa and MasterCard. Failure to accept either of the two valid "major credit cards" for payment shall be a violation of this Code.

502 Vehicle for Hire Stands and Parking Spaces – Soliciting.

1. The Director may designate appropriate stands or stopping places for Vehicles for Hire. No Vehicle for Hire except while boarding or discharging passengers, or waiting for time to depart, shall stop, stand or park on any Street or place except as shall be designated by the Director.
2. While a Vehicle for Hire is on a public Street or place, passengers shall be solicited by no other means than by having permanently affixed printed signs on the vehicle stating that the same is for hire and the rate of fare; nor shall the driver of any Vehicle for Hire solicit passengers by repeatedly and persistently driving such Vehicle for Hire in and about a short space.

503 Vehicle Appearance.

1. All Vehicles for Hire shall be clean and well maintained in appearance inside and out.
2. All Vehicles for Hire shall be comfortable for the passengers and free of debris.
3. If the Vehicle for Hire has a trunk, it shall be kept clear of articles to allow for luggage storage.
4. Vehicles for Hire should have no offensive odors.
5. Smoking shall not be permitted in Vehicles for Hire.
6. All Vehicle Licenses and Driver's Licenses shall be displayed as well as the approved or required signage of the Commission.

504 Driver Appearance and Conduct.

1. Drivers shall present a neat and orderly appearance, and shall be clean in dress and in person.
2. Upon application by a Certificate Holder, the Commission may approve, which approval shall not be unreasonably withheld, an alternative attire for Airport Taxicab and On Call Taxicab drivers. Otherwise, such drivers shall wear the following:
 - a. Black slacks, no jeans;
 - b. Solid white, button up the front, collared, long or short-sleeved shirt;
 - c. Solid black closed toe shoes; *and socks. --- (Adopted June 13, 2003)*

- d. Baseball-style hat meeting the following requirements:
 - i. No writing or text shall appear on the hat except for the logo or insignia of the Taxicab Certificate Holder employing the driver;
 - ii. All hats worn by drivers of the same Certificate Holder shall have the same color scheme, except that, upon approval by the Director, special classes of drivers designated by the Certificate Holder may wear a hat of a different color;
 - iii. All hats shall be worn with the visor forward.
 - e. Drivers may wear a solid black jacket or windbreaker. The only printing allowed is the name of the Certificate Holder that employs the driver.
 - f. A solid black or white sweater may also be worn.
 - g. During the period of May 1st through October 1st drivers may wear clean solid white short-sleeved collared polo type golf shirts. The only printing allowed is the name of the Taxicab Certificate Holder that employs the driver.
 - h. All Drivers shall display on their person at all times while on duty the Commission issued I.D. card/license. Failure to wear the I.D. shall be a violation of this section.
3. Courtesy Vehicle drivers shall wear such uniforms as are approved by the Director after application by the Certificate Holder.
 4. Premium Sedan drivers shall wear a dark suit (or dark sport coat and slacks) with a white long-sleeved shirt and tie, with plain, shined closed-toe shoes, and socks.
 5. Drivers shall not sleep in Vehicles for Hire.
 6. Drivers shall not use cell phones or other portable phones while passengers are in their vehicle or while their vehicle is moving or otherwise upon a public thoroughfare. Drivers shall not use cellular or other portable telephones while in the presence of passengers, whether loading, in the vehicle, or unloading, or while the vehicle is moving or otherwise upon a public thoroughfare.
 7. No driver may withdraw to a greater distance than ten (10) feet of his/her vehicle while on duty and parked at a Taxicab stand or other authorized public place, the only exceptions being that a driver may withdraw to a greater distance than ten (10) feet during an emergency wherein the life or property of any individual is threatened; or only for a period not to exceed ten (10) minutes for a physical necessity.
 8. Drivers shall display a professional demeanor in the presence of passengers; public confrontations will be considered a violation of these rules and may result in suspension or loss of license.
 9. No driver of a Vehicle for Hire while on duty may possess on his person or in any Vehicle for Hire any scanner, radar detector, or other device designed or altered to permit interception of transmissions not specifically initiated by the Vehicle License holder or Certificate Holder of the receiving vehicle and intended for its driver.

10. The Director may suspend for a period not to exceed one (1) week the license of any driver failing to comply with this section. Penalties shall increase with each violation within a five year period; for example, second violation suspensions will double, third violations suspensions will triple, fourth violation suspensions will be multiplied by a factor of four and fifth violation suspensions shall be multiplied by a factor of five.

505 Animals in Vehicles for Hire.

Drivers of Vehicles for Hire shall allow passengers to be accompanied by Service Animals and to carry with them small animals, when such animals are securely enclosed in a box or cage designed for holding such animal and capable of being held on the lap of the passenger.

CHAPTER 6 – SPECIAL REQUIREMENTS

601 Special Requirements for Airport Taxicabs.

1. Beginning April 30, 2004, Airport Taxicabs shall be no older than eleven (11) model years while in service.
2. Beginning April 30, 2005, Airport Taxicabs shall be no older than ten (10) model years while in service.
3. Beginning April 30, 2006, Airport Taxicabs shall be no older than nine (9) model years while in service.
4. No Airport Taxicab shall be entered into service older than six (6) model years.
5. No applicant shall be eligible to receive a Driver's License for an Airport Taxicab unless such applicant has successfully completed a training class designated by the Director.
6. No Person who has been issued an Airport Taxicab Vehicle License by the Director may sublease or otherwise transfer such Vehicle License to any other Person.
7. Each Person who holds a Certificate of Convenience and Necessity for an Airport Taxicab shall be responsible that at least one Airport Taxicab licensed under that Certificate is providing service to Persons using the Airport at all times. If the Director, after investigation, determines that any Person has failed to comply with the provisions of this paragraph, the Director may take appropriate action, including initiation of Certificate and Vehicle License revocation proceedings, against such Person.
8. No Airport Taxicab shall transport any passenger except those originating or terminating from the Airport. No Airport Taxicab shall stage at any hotel queue, cab stand, or any location other than the Airport, provided, however, an Airport Taxicab may take a return fare to the Airport if there no other cab available at the drop off location or if specifically summoned by a passenger.
- 8.1 It shall be a violation of this Code for an Airport Taxicab holding the first position in the Airport Taxicab queue at the Airport to refuse a fare.
9. Airport Taxicabs providing service to major destinations (i.e. Clayton, downtown, etc.) must display such rates permanently affixed to the right rear quarter-panel of, and prominently posted in the interior of, all Airport Taxicabs authorized by that Taxicab Certificate Holder's Certificate of Convenience and Necessity. These shall be in a form approved by the Director.
10. Drivers of Airport Taxicabs shall accept Airline Transportation Vouchers from inconvenienced airline passengers as payment for Airport Taxicab fares as outlined in Lambert - St. Louis Airport Ground Transportation Rules and Regulations.
11. Every driver of an Airport Taxicab shall maintain a daily manifest. Such manifest shall record:
 - a. The name of the driver maintaining the manifest and the Certificate Holder for which the driver is employed, if any.
 - b. The number of hours worked during the time period for which the manifest is kept.

- c. The time at the beginning of each trip made during the manifest period, and the time at the end of the trip.
 - d. The location at which passengers are picked up and at which they are delivered.
 - e. The number of passengers on each trip and the fare charged there for.
12. Manifests shall be kept on a form approved by the Director. At the end of each tour of duty the manifests shall be completed and kept on file by the Vehicle License holder for a period of not less than two (2) years, subject to periodic inspection and review by the Director.

602 Special Requirements for On-Call Taxicabs.

1. Beginning June 30, 2004, On-Call Taxicabs shall be no older than eleven (11) model years while in service.
2. Beginning June 30, 2005, On-Call taxicab shall be no older than ten (10) model years while in service.
3. Beginning June 30, 2006, On-Call Taxicabs shall be no older than nine (9) model years while in service.
4. No On-Call Taxicab shall be entered into service older than six (6) model years.
5. Each Person who holds a Certificate of Convenience and Necessity for an On-Call Taxicab shall be responsible that at least one On-Call Taxicab licensed under that Certificate is providing twenty-four (24) hour service.
6. Each On-Call Taxicab Certificate Holder is required to have and maintain a separate non-residential business office at which can be found at all times a responsible representative of that Certificate Holder and to which can be directed any reports of lost articles, complaints, inquiries, and related matters, and shall maintain a listing in all such business directories as are commonly available to the public.
 - 6.1 It shall be a violation of this Code for an On-Call Taxicab holding the first position on a taxicab Stand to refuse a fare.
 - 6.2 It shall be a violation of this Code for an On-Call Taxicab to station at the Airport without first having been called for by a specific passenger, nor shall any On-Call Taxicab pick up any passenger other than the specific passenger, and guest(s) of said passenger, for whom the On-Call Taxicab was dispatched.
 - 6.3 When waiting for a passenger at the Airport as permitted under this Chapter, an On-Call Taxicab driver shall display the surname of such passenger prominently in the rear, side window of the vehicle as determined by the Director.
7. Any On-Call Taxicab Certificate Holder that provides service between two points based on a flat rate or consistent rate must display such rates permanently affixed to, either the right rear quarter-panel of or prominently posted in the interior of, all On-Call Taxicabs authorized by that Certificate Holder's Certificate of Convenience and Necessity.

8. If the Director, after investigation, determines that any Person has failed to comply with the provisions of this section, the Director may take appropriate action, including revocation of the appropriate Certificate of Convenience and Necessity and subject Vehicle Licenses, against such Person.

603 Special Requirements for Premium Sedans.

1. Beginning October 31, 2004, Premium Sedans shall be no older than seven (7) model years while in service.
2. Beginning October 31, 2005, Premium Sedans shall be no older than six (6) model years while in service.
3. Beginning October 31, 2006, Premium Sedans shall be no older than five (5) model years while in service.
4. Premium Sedans shall bear identifying marking(s) of content, size, color, and other specification as determined by the Director, permanently affixed as specified by the Director. The car shall bear no other markings.
5. It shall be a violation of this Code for a Premium Sedan to enter a Taxicab Stand. The fact that a Premium Sedan Driver is stationed on, or within Twenty Five Hundred (2500) feet of, a hotel or business property without a written trip ticket in the vehicle shall constitute prima-facie evidence that the driver is operating an illegal Taxicab Service. Premium Sedan drivers must be summoned to hotels or businesses solely at the request of the passenger.

Premium sedans are required to operate strictly by prearranged contract.

Any premium sedan parked on hotel, or business property – or across the street from a hotel, or business property - must maintain written evidence in the vehicle (in the form of a trip ticket or written contract) of having been summoned to provide service for this specific date, time, and trip.

Written evidence of having been summoned by the passenger, by Commission-authorized hotel personnel or by a representative of the business, must be available for inspection by the Director or his designees. Lack of such written evidence shall constitute prima facie evidence that the driver is operating an illegal Taxicab Service. (Adopted September 28, 2006).

6. When waiting for a passenger at any designation, a Premium Sedan driver shall display the surname of the passenger prominently in the rear side window of the vehicle as determined by the Director. It shall be a violation of this Code for a premium sedan to station at the Airport without first having been called for by a specific passenger, nor shall any premium sedan pick up any passenger other than the specific passenger, and guest(s) of said passenger, for whom the premium sedan was called.
7. No Premium Sedan shall be entered into service older than two (2) model years.

604 Special Requirements for Commercial Shuttles

1. A Commercial Shuttle is defined as a motor vehicle licensed under federal Department of Transportation guidelines, Missouri Department of Transportation guidelines, or the equivalent guidelines of another state which provides non-chartered passenger transportation for a fee to or from a location within the district.

2. Commercial Shuttles are limited to designated locations as pre-filed with the Director. Commercial Shuttles may not “stage” or stand in the area for more than ten (10) minutes for the purposes of boarding or disembarking passengers.
3. It shall be a violation of this Code for a Commercial Shuttle to enter a Taxicab stand. The fact that a Commercial Shuttle driver is stationed in front of or across the street from a hotel or motel, or within Five Hundred (500) feet of a recognized taxicab stand shall constitute prima-facie evidence that the driver is operating an illegal Taxicab Service.
4. The fee for a License shall be Two Thousand Two Hundred Dollars (\$2,200.00) per year period.
5. All Commercial Taxicab Licenses shall expire on the thirtieth day of September of each year, and renewed annually prior to such expiration date.
6. Commercial Shuttle driver shall be licensed by the Commission at the rate of \$100.00.
7. This Section 604 is to become effective October 1, 2003.

605 Special Requirements for Medical Transport Vehicles.

1. As of September 30, 2010, any Medical Transport Vehicle that is not wheelchair accessible shall not be entered into service older than nine (9) model years. All vehicles presently in service shall be phased out as follows:
 - a. As of September 30, 2008, no vehicle shall be older than eleven (11) years.
 - b. As of September 30, 2009, no vehicle shall be older than ten (10) years.
 - c. As of September 30, 2010, no vehicle shall be older than nine (9) years.
2. Medical Transport Vehicles shall bear identifying marking(s) of content, size, color, and other specification as determined by the Director, permanently affixed as specified by the Director. The car shall bear no other markings except for precautionary signage.

Any vehicle, not licensed by the Commission as an On-Call or Airport taxicab, while licensed by the Commission as a Non Emergency Medical Transport Vehicle shall not display any indicia of a taxicab. All markings and signage must be covered and not visible. Magnetic signs used to cover markings are permitted.
3. Drivers shall wear such uniforms as determined by the Director.
4. It is the non-delegable responsibility of each Medical Transport Vehicle Driver to ensure and make certain that passengers properly utilize safety restraints (seat belts).
5. All wheelchair accessible vehicles shall be no older than 12 model years while in service.
6. Each Medical Transport Vehicle Certificate Holder is required to have and maintain on file with the Commission, on a form prescribed by the Director, a mailing address to which any correspondence may be directed, as well as telephone contact number to which inquiries and other appropriate contacts, including lost articles, complaints and related matters may be directed during normal business hours of 8 am to 5 pm Monday through Friday.

7. All vehicles operating as Medical Transport Vehicles must comply with the rules promulgated by the Director, as approved by the Commission, but not limited to, compliance with all State and Federal laws, vehicle design and markings, vehicle inspection standards, driver training, uniforms and record keeping. Proposed rules will be circulated to Certificate Holders for comment prior to implementation.

8. A Stretcher Van shall not transport a passenger that, in the opinion of a licensed medical professional, would require medical care or monitoring during such transport.

CHAPTER 7 – HOTEL RULES**701 Hotel Rules**

1. No doorman, bellman or hotel employee shall solicit or accept payment from any driver of a Vehicle for Hire for securing passengers for that driver or any other driver. Violations of this section will be subject to a Two Hundred Dollar (\$200.00) administrative penalty for all participants individually.
2. Drivers regulated by this Code shall not offer nor give payment for securing or the prospect of securing any fare or trip.
3. Every doorman, bellman, hotel employee and driver regulated by this Code shall display a professional demeanor in the presence of passengers; public confrontations will be considered a violation of these rules and may result in suspension or loss of license.
4. Hotel employees shall direct customers to the lead On-Call Taxicab as long as that Taxicab conforms to these rules. Any cab not meeting these standards shall be waived on by the hotel employee and reported to the Director.
5. Vehicles for Hire other than On-Call Taxicabs, picking up passengers at hotels, must have been summoned by the passenger or the concierge at the request of the passenger and may not pick up anyone other than the passenger. The driver of the Vehicle for Hire, other than the driver of an On-Call Taxicab, shall place a card in the rear side window of the vehicle prominently displaying the surname of the passenger until the passenger boards the vehicle.
6. Drivers of Taxicabs waiting in a hotel queue that are next up must be alert and ready for the fare when called.
7. Taxicabs must use the hotel queue and not pull in front of the hotel searching for fares. No other Vehicle for Hire may use the hotel queue.
8. All Taxicabs should arrive at the hotel entrance with the heat or air conditioning running. The lead Taxicab in the hotel queue should idle the Taxicab at the proper temperature of air-conditioning at 75 degrees and heat at 65 degrees. Drivers should follow the instructions of the passenger as to their personal comfort level.

CHAPTER 8 - ENFORCEMENT

801 Enforcement.

1. The Director shall maintain constant vigilance over all Vehicles for Hire regarding quality, cleanliness and appearance, and general operational fitness, and over all drivers of Vehicles for hire to insure compliance with this Code.
2. The Commission, and the Director and its agents, shall have full authority to enforce this Code.
3. The Director shall impose reasonable measures intended to ensure compliance with the rules approved by the Commission. Notices of such measures shall be served by hand delivery to the violator or by mailing a copy by regular mail, postage prepaid, addressed to the violator. The Commission may modify any such measure upon a finding that it is excessive in light of all of the facts of the particular case.
4. The Commission retains control over its decisions, including decisions of the Director, and may, upon stipulation of the parties or on its own motion or on motion of an aggrieved Person, after giving the aggrieved Person an opportunity to be heard and for good cause, vacate, reopen, correct, amend or modify its decisions at any time prior to filing of a petition for court review. After filing of a petition for court review, the Commission may vacate, amend or modify a decision upon stipulation of the parties.
5. The Director may destroy records, reports, and other related documents at any time if such records, reports, and other related documents have been photographed, micro photographed, electronically generated, electronically recorded, Photostatted, reproduced on film or other process capable of producing a clear, accurate and permanent copy of the original. Such film or reproducing material shall be of durable material and the device used to reproduce the records, reports, returns, and other related documents on film or material shall be such as to accurately reproduce and perpetuate the original records, reports, returns and other documents in all details. Such reproduction shall be valid and admissible as though it was in the original paper format for all purposes of the Commission.

**CHAPTER 9 – AMENDMENTS – RULES PROMULGATED BY THE DIRECTOR -
SURCHARGES**

901 Amendments – Rules Promulgated by the Director – Surcharges.

1. The Commission shall have the power to amend this Code as provided by section 67.1812 RSMo.
2. The Director shall promulgate rules, approved by the Commission, which spells out in detail penalties for violation of each section of this Code. Such rules shall encompass the operation of Vehicles for Hire in the area regulated by the Commission, including, without limitation, the equipment of vehicles, the keeping of records by drivers, the appearance, demeanor and conduct of drivers, and the disposition of property found in vehicles. The Director shall file a copy of all such rules and amendments thereto with the Commission which, after approval, shall be published and mailed as soon as practicable to all Certificate Holders, Vehicle License holders, and Driver's License holders. Such rules shall become effective five (5) days after the date of approval, and shall be consistent with this Code.
3. The Director, with the approval of the Commission, may approve surcharges as necessary.
4. It shall be a violation of this Code for any Person to fail to obey such rules promulgated by the Director.

CHAPTER 10 - SOLICITATION PROHIBITED - ABUSE AND FORCE PROHIBITED**1001 Solicitation Prohibited – Abuse and Force Prohibited.**

1. No gift shall be accepted by, or solicited by, the Director, any member of the Commission, or any agent, appointee, employee or any other Person acting under the employ or direction of the Commission, from any Person directly affected by this Code or any Person acting on the behalf of or for the benefit of such Person.
2. No Person shall bribe, attempt to bribe, or proffer any gratuity whatsoever to the Director, any member of the Commission, or any employee or other Person acting on behalf of or at the direction of the Commission, in return for favorable or preferential treatment.
3. No Person shall physically or verbally assault, threaten, harass, intimidate or attempt to intimidate, or otherwise abuse the Director, any member of the Commission, any employee, agent or other individual acting on behalf of or at the direction of the Commission, any passenger, public official or any other individual publicly or privately whether in Person, electronically, by written correspondence or by any other means.
4. Violation of any prohibition against solicitation or abuse and/or force shall result in administrative penalties as described in Penalties for Non-Compliance for any and each offense, revocation of Driver's License, and will be referred for criminal prosecution.

**CHAPTER 11 - MEASURES TO ENSURE COMPLIANCE - SUSPENSIONS OR
REVOCAION OF LICENSE**

1101 Suspension or Revocation for Non-Compliance.

1. Any Person who violates or who fails to comply with or who permits or causes any Person in his, her or its employ to violate or fail to comply with any of the provisions of this Code, unless otherwise specified in this Code, shall be subject to suspensions or revocation of such Person's certificate and/or licenses for each and every offense, as follows:
 - a. For any Class I offense:
 - i. For any driver—the first violation in any eighteen (18) month period results in a five (5) day suspension and the second violation within the eighteen (18) month period results in a revocation, and
 - ii. For any company—the first violation in any eighteen (18) month period results in a suspension and the second violation within any eighteen (18) month period results in a revocation.
 - b. For any Class II offense for any driver or any company or both:

Third violation – one (1) day suspension

Fourth violation – three (3) day suspension

Fifth violation – seven (7) day suspension

Sixth violation – fourteen (14) day suspension

Seventh violation – one hundred eighty (180) day suspension

Eighth violation – revocation
 - c. As to Class I and II violations, the completion of an eighteen (18) month period without violation of any class, the violator's past violations will not be considered in assessing measures to ensure compliance.
2. Any Person operating a Vehicle for Hire without a Driver's License or while a Driver's License is suspended will, in addition, be subject to revocation
3. The Director may suspend for a period up to one hundred eighty (180) days, or revoke, the license of any Vehicle for Hire and/or a Driver's License if the Director finds one (1) or more of the following:
 - a. That the Owner, Lessee or driver made an intentional misstatement or misleading statement of fact in the application not discovered until after the issuance of said license;
 - b. That any Owner, Lessee or driver has been convicted or pled guilty to one or more of the following:
 - i. A felony violation of any state statute or law involving any crime against Persons, including but not limited to all forms of assaults within ten (10) years of the application or within ten (10) years of release from prison for said felony convictions; or

- ii. A felony violation of any state statute or law of any crime involving moral turpitude within ten (10) years of the application or within ten (10) years of release from prison for said felony conviction; or
 - iii. A violation of any federal or state statute involving terrorism or terrorist activity; or
 - iv. Any failure of periodic random drug tests administered by the Director.
4. In the event that the Director suspends or revokes a Vehicle License or Driver's License the Director shall notify the license holder by certified mail of the suspension or revocation and state the reason for the action and the procedure for appeal pursuant to Chapter 12 of this Code. If the Director determines that there is an immediate threat to the health, safety and welfare of the public, the suspension shall take effect immediately. Otherwise, the suspension shall take effect after ten (10) days' notice to the driver, except as otherwise provided below.
5. The Director may suspend or revoke a Driver's License if the driver is charged with any felony involving drugs, alcohol or physical assault or abuse. If the Director determines that there is an immediate threat to the health, safety and welfare of the public, the suspension shall take effect immediately. Otherwise, the suspension shall take effect after five (5) days' notice to the driver. Within ten (10) days after notice of suspension or revocation, the driver shall have the right to request a hearing before the Director, which shall be held within three (3) business days, unless the driver agrees to a later time. The Director may continue to suspend the Driver's License until the charges have been resolved to the Director's satisfaction. Otherwise, the Director may suspend a Driver's License because of pending felony charges. The suspension or revocation shall be in writing stating the reason for said suspension and the procedure for requesting a hearing pursuant to this section and for appeal pursuant to Chapter 12 of this Code and sent by certified mail to the driver.

CHAPTER 12 – MEANS OF APPEAL

1201 Application for Appeal.

Within 10 days after mailing or hand delivery of a license related decision, an aggrieved Person shall have the right to file an application for appeal to a Hearing Officer, on a form provided by the Director. For purposes of this section, a license related decision is a decision denying, suspending, or revoking a license or certificate or placing an application on hold because of pending charges. Within 30 days after receipt of a timely application for appeal, the Director shall schedule a hearing before a Hearing Officer. The applicant shall be provided at least 10 days written notice of the hearing date. A decision suspending or revoking a certificate or license shall be stayed pending the decision of the Hearing Officer, unless the decision includes a finding that there is a threat of irreparable injury. If the decision includes a finding that there is a threat of irreparable injury, the applicant, upon request, shall be granted an expedited hearing, which shall be held no later than 10 days after the request, unless the Director or the Hearing Officer enters an order staying the decision or the applicant consents to a later time.

1202 Hearing and Decision on Appeal.

The hearing shall be conducted in the manner set forth in Chapter 536 RSMo. A record of the hearing shall be made. As soon as practicable after the hearing, the Hearing Officer shall issue a decision and order, including findings of fact and conclusions of law, affirming, modifying or reversing the decision.

1203 Application for Review of Hearing Officer Decision.

Within ten (10) days following the date of mailing of the Hearing Officer's decision, the applicant may file an application to have the decision and order reviewed by the Commission. The Commission may summarily allow or deny an application for review of a Hearing Officer decision and may summarily stay or not stay the decision of the Hearing Officer pending its review. If the application is allowed, the Commission may affirm, reverse or modify the decision of the Hearing Officer based on the evidence previously submitted or based on additional evidence taken before the Commission. The Commission shall promptly notify the parties of its decision and order.

1204 Court Review.

The time limitations for court review shall run from the date of mailing of the order of the Commission denying the application for review of the Hearing Officer decision or affirming, modifying or reversing the decision of the Hearing Officer.

1205 Hearing Officers.

1. Hearing Officers appointed by the Commission shall be familiar with this Code and possess the ability to conduct a fair and impartial hearing in accordance with the hearing procedures set forth in Chapter 536 RSMo. and to render a fair and impartial decision including findings of fact and conclusions of law.
2. A Hearing Officer shall not be a member or employee of the Commission, or employed by or own a substantial interest in any hotel or restaurant located in the City or County or any business entity engaged in the business of carrying persons for hire on the streets of the City or County. Substantial interest means ownership by any member of the Hearing Officer's immediate family, directly or indirectly, of ten (10) percent or more of any business entity. Immediate family means

the Hearing Officer and his or her spouse and their parents, children, brothers, sisters and spouses thereof.

3. The compensation of Hearing Officers shall be established by the Commission.

DIRECTOR'S RULES PROMULGATED

RULE 501.8

Under authority of Chapter 9, Section 901 and of the Vehicle for Hire Code as amended, the Director having sought and received the approval of the Commission hereby promulgates the following rules for implementation of Section 501.8.

GASOLINE SURCHARGE

Due to the severe and rapid increase in fuel costs, any CERTIFICATE HOLDER is permitted to add a One Dollar (\$1.00) fuel surcharge in addition to the One Dollar (\$1.00) fuel currently in effect for a fuel surcharge totaling Two Dollars (\$2.00) upon the following conditions:

- a) The CERTIFICATE HOLDER, prior to initiating this additional surcharge, must have prominent signage posted on each vehicle advising the customer of this surcharge; and
- b) The CERTIFICATE HOLDER, prior to initiating this additional surcharge, must advise the Commission, in writing of its intent to add this additional surcharge. Such written notification may be submitted by facsimile to 314-241-7603.

RULE 605

Under authority of Chapter 9, Section 901 of the Vehicle for Hire Code as amended; the Director hereby promulgates the following rules for implementation of Section 605.

CERTIFICATE HOLDERS

1. Each Certificate Holder must comply with all applicable State and Federal laws, including, but not limited to, The Americans with Disabilities Act (ADA) of 1990: Federal Transit Administration (FTA) regulations (including FTA's drug and alcohol regulations); the Federal Highway Administrations Drug and Alcohol regulations Rehabilitation Act of 1973, Section 504; the requirements of 42 Code of Regulations, Part 431, Subpart F; and Title VII of the Civil Rights Act of 1964.

VEHICLES

3. The minimum standard for vehicle inspection is that which the State's contract with its Non-Emergency Medical Transportation Broker for Medicaid stipulates. The Medicaid transportation broker shall inspect all Medical Transport Vehicles utilized in the program bi-annually. The Commission or its agent or designee shall inspect all other Medical Transport Vehicles. Within thirty (30) days for an inspection made by the State's broker, a copy of the final inspection report shall be sent to the Director. These inspections do not replace, nor excuse the owner or lessee of a Medical Transport Vehicle from obtaining vehicle safety inspections as may otherwise required by law. Any vehicle failing to meet the requirements of the Medicaid transportation broker's inspection must be removed from service until repairs or replacements are made which allow the vehicle to operate in conformance.
4. Any vehicle used for wheelchair transport must comply with all ADA standards.
5. All Medical Transport Vehicles in a fleet must permanently display the Certificate Holder's name and telephone number on the exterior of the vehicle with a minimum of 3 inches in height. For purposes of this rule, a fleet shall mean two (2) or more vehicles used in for medical transport purposes owned by the same person or entity.
6. All Medical Transport Vehicles must be equipped with:
 - a) Emergency first-aid kit
 - b) fire extinguisher - (A, B, C)
 - c) three (3) reflective triangles or similar emergency warning devices
 - d) blood borne pathogen spill kits
 - e) extra electrical fuses
 - f) flashlight
 - g) ice scraper
 - h) functional door handles
 - i) Accurate speedometers and odometers
 - j) Functioning interior lighting
 - k) Adequate side-wall padding and ceiling covering
 - l) One (1) interior rearview mirror
 - m) Two (2) exterior rearview mirrors one on each side of the vehicle
 - n) Passenger compartments that are clear and free from unsightly and potentially hazardous, torn upholstery, torn floor covering or dangling seat belts

- o) Cell phones are not to be used unless making an emergency call or a call for business purposes
 - p) All Vehicles must be clean inside and out.
7. When a Medical Transport Vehicle utilizes a high-profile/tall vehicle to transport passengers that has greater ground clearance than an average-sized van, Medical Transport Driver must provide a sturdy, nonskid stepping aid to assist the passenger in entering and exiting the vehicle. This stepping aid must be capable of safely supporting 300 pounds, must be no higher than twelve inches (12") above the ground, with a nonskid top surface not less than eight inches by twelve inches (8" x 12").
 8. For all Medical Transport Vehicles used for paralift operations, the overhead clearance between the top of the door opening and the raised lift platform, or highest point of ramp, shall be a minimum of 56 inches, or such other distance as may be required by ADA or other federal or state laws or regulations.
 9. All Medical Transport Vehicles with wheelchair lifts must have a design load of at least 600 pounds.
 10. No ramps may be used for the loading and unloading of passengers unless they meet ADA accessibility guidelines.
 11. All tie-downs or other securement devices used for paralift operations must meet the ADA Accessibility Guidelines.

DRIVERS

12. All Medical Transport Vehicle drivers must keep a daily trip manifest with them at all times.
13. All Medical Transport Vehicle drivers shall wear uniforms as required by State Medicaid transportation broker's contract or other contract. All drivers shall display the MTC ID badge on the outermost garment.
14. All Medical Transport Vehicle drivers must complete training courses in first aid, defensive driving courses and assisting passengers with disabilities approved by the Director or the Missouri State Contract for Non-Emergency Transportation Broker. A copy of such certification must be on file with the MTC.