



Rep. Michael J. Zalewski

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1 AMENDMENT TO HOUSE BILL 4075

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4075 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Sections 1-122.7, 1-176.1, 3-412, 8-101, 13-101, and  
6 18c-6102 as follows:

7 (625 ILCS 5/1-122.7)

8 Sec. 1-122.7. For-profit ridesharing arrangement. The  
9 transportation by motor vehicle of not more than 16 persons,  
10 including the driver, for which a fee is charged in accordance  
11 with Section 6 of the Ridesharing Arrangements and Consumer  
12 Protection Act, or a commercial ridesharing arrangement as  
13 defined by the Ridesharing Arrangements and Consumer  
14 Protection Act.

15 (Source: P.A. 90-89, eff. 1-1-98.)

1 (625 ILCS 5/1-176.1) (from Ch. 95 1/2, par. 1-176.1)

2 Sec. 1-176.1. Ridesharing arrangement. The transportation  
3 by motor vehicle of not more than 16 persons, including the  
4 driver, (1) for purposes incidental to another purpose of the  
5 driver, for which no fee is charged or paid except to reimburse  
6 the driver or owner of the vehicle for his or her operating  
7 expenses on a nonprofit basis or (2) when these persons are  
8 traveling between their homes and their places of employment,  
9 or places reasonably convenient thereto, for which (i) no fee  
10 is charged or paid except to reimburse the driver or owner of  
11 the vehicle for his or her operating expenses on a nonprofit  
12 basis or (ii) a fee is charged in accordance with the  
13 provisions of Section 6 of the Ridesharing Arrangements and  
14 Consumer Protection Act.

15 (Source: P.A. 90-89, eff. 1-1-98.)

16 (625 ILCS 5/3-412) (from Ch. 95 1/2, par. 3-412)

17 Sec. 3-412. Registration plates and registration stickers  
18 to be furnished by the Secretary of State.

19 (a) The Secretary of State upon registering a vehicle  
20 subject to annual registration for the first time shall issue  
21 or shall cause to be issued to the owner one registration plate  
22 for a motorcycle, trailer, semitrailer, moped or  
23 truck-tractor, 2 registration plates for other motor vehicles  
24 and, where applicable, current registration stickers for motor  
25 vehicles of the first division. The provisions of this Section

1 may be made applicable to such vehicles of the second division,  
2 as the Secretary of State may, from time to time, in his  
3 discretion designate. On subsequent annual registrations  
4 during the term of the registration plate as provided in  
5 Section 3-414.1, the Secretary shall issue or cause to be  
6 issued registration stickers as evidence of current  
7 registration. However, the issuance of annual registration  
8 stickers to vehicles registered under the provisions of  
9 Sections 3-402.1 and 3-405.3 of this Code may not be required  
10 if the Secretary deems the issuance unnecessary.

11 (b) Every registration plate shall have displayed upon it  
12 the registration number assigned to the vehicle for which it is  
13 issued, the name of this State, which may be abbreviated, the  
14 year number for which it was issued, which may be abbreviated,  
15 the phrase "Land of Lincoln" (except as otherwise provided in  
16 this Code), and such other letters or numbers as the Secretary  
17 may prescribe. However, for apportionment plates issued to  
18 vehicles registered under Section 3-402.1 and fleet plates  
19 issued to vehicles registered under Section 3-405.3, the phrase  
20 "Land of Lincoln" may be omitted to allow for the word  
21 "apportioned", the word "fleet", or other similar language to  
22 be displayed. Registration plates issued to a vehicle  
23 registered as a fleet vehicle may display a designation  
24 determined by the Secretary.

25 The Secretary may in his discretion prescribe that letters  
26 be used as prefixes only on registration plates issued to

1 vehicles of the first division which are registered under this  
2 Code and only as suffixes on registration plates issued to  
3 other vehicles. Every registration sticker issued as evidence  
4 of current registration shall designate the year number for  
5 which it is issued and such other letters or numbers as the  
6 Secretary may prescribe and shall be of a contrasting color  
7 with the registration plates and registration stickers of the  
8 previous year.

9 (c) Each registration plate and the required letters and  
10 numerals thereon, except the year number for which issued,  
11 shall be of sufficient size to be plainly readable from a  
12 distance of 100 feet during daylight, and shall be coated with  
13 reflectorizing material. The dimensions of the plate issued to  
14 vehicles of the first division shall be 6 by 12 inches.

15 (d) The Secretary of State shall issue for every passenger  
16 motor vehicle rented without a driver the same type of  
17 registration plates as the type of plates issued for a private  
18 passenger vehicle.

19 (e) The Secretary of State shall issue for every passenger  
20 car used as a taxicab, ~~or~~ livery, or in a commercial  
21 ridesharing arrangement, distinctive registration plates.

22 (f) The Secretary of State shall issue for every motorcycle  
23 distinctive registration plates distinguishing between  
24 motorcycles having 150 or more cubic centimeters piston  
25 displacement, or having less than 150 cubic centimeter piston  
26 displacement.

1 (g) Registration plates issued to vehicles for-hire may  
2 display a designation as determined by the Secretary that such  
3 vehicles are for-hire, including, but not limited to, vehicles  
4 used as taxicabs, liveries, or in commercial ridesharing  
5 arrangements.

6 (h) (Blank).

7 (i) The Secretary of State shall issue for every public and  
8 private ambulance registration plates identifying the vehicle  
9 as an ambulance. The Secretary shall forward to the Department  
10 of Healthcare and Family Services registration information for  
11 the purpose of verification of claims filed with the Department  
12 by ambulance owners for payment for services to public  
13 assistance recipients.

14 (j) The Secretary of State shall issue for every public and  
15 private medical carrier or rescue vehicle livery registration  
16 plates displaying numbers within ranges of numbers reserved  
17 respectively for medical carriers and rescue vehicles. The  
18 Secretary shall forward to the Department of Healthcare and  
19 Family Services registration information for the purpose of  
20 verification of claims filed with the Department by owners of  
21 medical carriers or rescue vehicles for payment for services to  
22 public assistance recipients.

23 (k) The Secretary of State shall issue distinctive license  
24 plates or distinctive license plate stickers for every vehicle  
25 exempted from subsections (a) and (a-5) of Section 12-503 by  
26 subsection (g) of that Section, and by subsection (g-5) of that

1 Section before its deletion by this amendatory Act of the 95th  
2 General Assembly. The Secretary shall issue these plates or  
3 stickers immediately upon receiving the physician's  
4 certification required under subsection (g) of Section 12-503.  
5 New plates or stickers shall also be issued when the  
6 certification is renewed as provided in that subsection.

7 (1) The Secretary of State shall issue distinctive  
8 registration plates for low-speed vehicles.

9 (Source: P.A. 95-202, eff. 8-16-07; 95-331, eff. 8-21-07;  
10 96-554, eff. 1-1-10; 96-653, eff. 1-1-10; 96-815, eff.  
11 10-30-09; 96-1000, eff. 7-2-10.)

12 (625 ILCS 5/8-101) (from Ch. 95 1/2, par. 8-101)

13 Sec. 8-101. Proof of financial responsibility - Persons who  
14 operate motor vehicles in transportation of passengers for  
15 hire.

16 (a) It is unlawful for any person, firm or corporation to  
17 operate any motor vehicle along or upon any public street or  
18 highway in any incorporated city, town or village in this State  
19 for the carriage of passengers for hire, accepting and  
20 discharging all such persons as may offer themselves for  
21 transportation unless such person, firm or corporation has  
22 given, and there is in full force and effect and on file with  
23 the Secretary of State of Illinois, proof of financial  
24 responsibility provided in this Act.

25 (b) In addition this Section shall also apply to persons,

1 firms or corporations who are in the business of providing  
2 transportation services for minors to or from educational or  
3 recreational facilities, except that this Section shall not  
4 apply to public utilities subject to regulation under "An Act  
5 concerning public utilities," approved June 29, 1921, as  
6 amended, or to school buses which are operated by public or  
7 parochial schools and are engaged solely in the transportation  
8 of the pupils who attend such schools.

9 (c) This Section also applies to a contract carrier  
10 transporting employees in the course of their employment on a  
11 highway of this State in a vehicle designed to carry 15 or  
12 fewer passengers. As part of proof of financial responsibility,  
13 a contract carrier transporting employees in the course of  
14 their employment is required to verify hit and run and  
15 uninsured motor vehicle coverage, as provided in Section 143a  
16 of the Illinois Insurance Code, and underinsured motor vehicle  
17 coverage, as provided in Section 143a-2 of the Illinois  
18 Insurance Code, in a total amount of not less than \$250,000 per  
19 passenger.

20 (d) This Section shall not apply to any person  
21 participating in a ridesharing arrangement, a for-profit  
22 ridesharing arrangement other than a commercial ridesharing  
23 arrangement, or operating a commuter van, but only during the  
24 performance of activities authorized by Sections 5 and 6 of the  
25 Ridesharing Arrangements and Consumer Protection Act.

26 (e) If the person operating such motor vehicle is not the

1 owner, then proof of financial responsibility filed hereunder  
2 must provide that the owner is primarily liable. In the case of  
3 motor vehicles used in commercial ridesharing arrangements,  
4 the dispatchers providing dispatch services to the driver of  
5 the motor vehicle must also submit proof that they will be  
6 additionally covered through a primary or drop down insurance  
7 policy that will provide coverage regardless of whether the  
8 driver's policy provides coverage.

9 (Source: P.A. 94-319, eff. 1-1-06.)

10 (625 ILCS 5/13-101) (from Ch. 95 1/2, par. 13-101)

11 Sec. 13-101. Submission to safety test; Certificate of  
12 safety. To promote the safety of the general public, every  
13 owner of a second division vehicle, medical transport vehicle,  
14 tow truck, first division vehicle including a taxi which is  
15 used for a purpose that requires a school bus driver permit,  
16 motor vehicle used for driver education training, motor vehicle  
17 required to submit to safety testing under subparagraph (B) of  
18 paragraph (1) of subsection (b) of Section 7 of the Ridesharing  
19 Arrangements and Consumer Protection Act, or contract carrier  
20 transporting employees in the course of their employment on a  
21 highway of this State in a vehicle designed to carry 15 or  
22 fewer passengers shall, before operating the vehicle upon the  
23 highways of Illinois, submit it to a "safety test" and secure a  
24 certificate of safety furnished by the Department as set forth  
25 in Section 13-109. Each second division motor vehicle that

1 pulls or draws a trailer, semitrailer or pole trailer, with a  
2 gross weight of more than 8,000 lbs or is registered for a  
3 gross weight of more than 8,000 lbs, motor bus, religious  
4 organization bus, school bus, senior citizen transportation  
5 vehicle, and limousine shall be subject to inspection by the  
6 Department and the Department is authorized to establish rules  
7 and regulations for the implementation of such inspections.

8 The owners of each salvage vehicle shall submit it to a  
9 "safety test" and secure a certificate of safety furnished by  
10 the Department prior to its salvage vehicle inspection pursuant  
11 to Section 3-308 of this Code. In implementing and enforcing  
12 the provisions of this Section, the Department and other  
13 authorized State agencies shall do so in a manner that is not  
14 inconsistent with any applicable federal law or regulation so  
15 that no federal funding or support is jeopardized by the  
16 enactment or application of these provisions.

17 However, none of the provisions of Chapter 13 requiring  
18 safety tests or a certificate of safety shall apply to:

19 (a) farm tractors, machinery and implements, wagons,  
20 wagon-trailers or like farm vehicles used primarily in  
21 agricultural pursuits;

22 (b) vehicles other than school buses, tow trucks and  
23 medical transport vehicles owned or operated by a municipal  
24 corporation or political subdivision having a population  
25 of 1,000,000 or more inhabitants and which are subject to  
26 safety tests imposed by local ordinance or resolution;

1 (c) a semitrailer or trailer having a gross weight of  
2 5,000 pounds or less including vehicle weight and maximum  
3 load;

4 (d) recreational vehicles;

5 (e) vehicles registered as and displaying Illinois  
6 antique vehicle plates and vehicles registered as  
7 expanded-use antique vehicles and displaying expanded-use  
8 antique vehicle plates;

9 (f) house trailers equipped and used for living  
10 quarters;

11 (g) vehicles registered as and displaying Illinois  
12 permanently mounted equipment plates or similar vehicles  
13 eligible therefor but registered as governmental vehicles  
14 provided that if said vehicle is reclassified from a  
15 permanently mounted equipment plate so as to lose the  
16 exemption of not requiring a certificate of safety, such  
17 vehicle must be safety tested within 30 days of the  
18 reclassification;

19 (h) vehicles owned or operated by a manufacturer,  
20 dealer or transporter displaying a special plate or plates  
21 as described in Chapter 3 of this Code while such vehicle  
22 is being delivered from the manufacturing or assembly plant  
23 directly to the purchasing dealership or distributor, or  
24 being temporarily road driven for quality control testing,  
25 or from one dealer or distributor to another, or are being  
26 moved by the most direct route from one location to another

1 for the purpose of installing special bodies or equipment,  
2 or driven for purposes of demonstration by a prospective  
3 buyer with the dealer or his agent present in the cab of  
4 the vehicle during the demonstration;

5 (i) pole trailers and auxiliary axles;

6 (j) special mobile equipment;

7 (k) vehicles properly registered in another State  
8 pursuant to law and displaying a valid registration plate,  
9 except vehicles of contract carriers transporting  
10 employees in the course of their employment on a highway of  
11 this State in a vehicle designed to carry 15 or fewer  
12 passengers are only exempted to the extent that the safety  
13 testing requirements applicable to such vehicles in the  
14 state of registration are no less stringent than the safety  
15 testing requirements applicable to contract carriers that  
16 are lawfully registered in Illinois;

17 (l) water-well boring apparatuses or rigs;

18 (m) any vehicle which is owned and operated by the  
19 federal government and externally displays evidence of  
20 such ownership; and

21 (n) second division vehicles registered for a gross  
22 weight of 8,000 pounds or less, except when such second  
23 division motor vehicles pull or draw a trailer,  
24 semi-trailer or pole trailer having a gross weight of or  
25 registered for a gross weight of more than 8,000 pounds;  
26 motor buses; religious organization buses; school buses;

1 senior citizen transportation vehicles; medical transport  
2 vehicles and tow trucks.

3 The safety test shall include the testing and inspection of  
4 brakes, lights, horns, reflectors, rear vision mirrors,  
5 mufflers, safety chains, windshields and windshield wipers,  
6 warning flags and flares, frame, axle, cab and body, or cab or  
7 body, wheels, steering apparatus, and other safety devices and  
8 appliances required by this Code and such other safety tests as  
9 the Department may by rule or regulation require, for second  
10 division vehicles, school buses, medical transport vehicles,  
11 tow trucks, first division vehicles including taxis which are  
12 used for a purpose that requires a school bus driver permit,  
13 motor vehicles required to submit to safety testing under  
14 subparagraph (B) of paragraph (1) of subsection (b) of Section  
15 7 of the Ridesharing Arrangements and Consumer Protection Act,  
16 motor vehicles used for driver education training, vehicles  
17 designed to carry 15 or fewer passengers operated by a contract  
18 carrier transporting employees in the course of their  
19 employment on a highway of this State, trailers, and  
20 semitrailers subject to inspection.

21 For tow trucks, the safety test and inspection shall also  
22 include the inspection of winch mountings, body panels, body  
23 mounts, wheel lift swivel points, and sling straps, and other  
24 tests and inspections the Department by rule requires for tow  
25 trucks.

26 For driver education vehicles used by public high schools,

1 the vehicle must also be equipped with dual control brakes, a  
2 mirror on each side of the vehicle so located as to reflect to  
3 the driver a view of the highway for a distance of at least 200  
4 feet to the rear, and a sign visible from the front and the  
5 rear identifying the vehicle as a driver education car.

6 For trucks, truck tractors, trailers, semi-trailers,  
7 buses, and first division vehicles including taxis which are  
8 used for a purpose that requires a school bus driver permit,  
9 the safety test shall be conducted in accordance with the  
10 Minimum Periodic Inspection Standards promulgated by the  
11 Federal Highway Administration of the U.S. Department of  
12 Transportation and contained in Appendix G to Subchapter B of  
13 Chapter III of Title 49 of the Code of Federal Regulations.  
14 Those standards, as now in effect, are made a part of this  
15 Code, in the same manner as though they were set out in full in  
16 this Code.

17 The passing of the safety test shall not be a bar at any  
18 time to prosecution for operating a second division vehicle,  
19 medical transport vehicle, motor vehicle used for driver  
20 education training, or vehicle designed to carry 15 or fewer  
21 passengers operated by a contract carrier as provided in this  
22 Section that is unsafe, as determined by the standards  
23 prescribed in this Code.

24 (Source: P.A. 97-224, eff. 7-28-11; 97-412, eff. 1-1-12;  
25 97-813, eff. 7-13-12; 97-1025, eff. 1-1-13.)

1 (625 ILCS 5/18c-6102) (from Ch. 95 1/2, par. 18c-6102)

2 Sec. 18c-6102. Exemptions From Commission Jurisdiction.

3 The provisions of this Sub-chapter shall not, except as  
4 provided in Section 18c-6501 of this Chapter, apply to:

5 (1) carriers owned by any political subdivision, school  
6 district, institution of higher education, or municipality,  
7 and operated either by such political subdivision, institution  
8 of higher education, or municipality or its lessee or agent;

9 (2) commuter vans as defined in this Code;

10 (3) carriers transporting passengers without fixed routes  
11 or schedules and charging on a time or distance basis,  
12 including taxicabs, charter operations, and contract bus  
13 operations;

14 (4) carriers transporting passengers with fixed routes and  
15 schedules and charging on a per passenger fixed charge basis  
16 and which do not include an airport as a point to be served on  
17 the route, in whole or in part;

18 (5) transportation in vehicles with a manufacturer's rated  
19 seating capacity of less than 8 persons, including the driver;

20 (6) transportation subject to the Ridesharing Arrangements  
21 and Consumer Protection Act;

22 (7) commuter buses offering short-haul for-hire regularly  
23 scheduled passenger transportation service within metropolitan  
24 and suburban areas, over regular routes with fixed schedules,  
25 and utilized primarily by passengers using reduced-fare,  
26 multiple-ride, or commutation tickets during morning and

1 evening peak periods in travelling to and from their places of  
2 employment; and

3 (8) those persons owning and operating school buses, as  
4 defined in this Code, and regulated by other provisions of this  
5 Code.

6 (Source: P.A. 90-407, eff. 8-15-97; 91-357, eff. 7-29-99.)

7 Section 10. The Ridesharing Arrangements Act is amended by  
8 changing Sections 1, 2, and 5 and by adding Section 7 as  
9 follows:

10 (625 ILCS 30/1) (from Ch. 95 1/2, par. 901)

11 Sec. 1. This Act shall be known and may be cited as the  
12 Ridesharing Arrangements and Consumer Protection Act.

13 (Source: P.A. 82-656.)

14 (625 ILCS 30/2) (from Ch. 95 1/2, par. 902)

15 Sec. 2. (a) "Ridesharing arrangement" means the  
16 transportation by motor vehicle of not more than 16 persons  
17 (including the driver):

18 (1) for purposes incidental to another purpose of the  
19 driver, for which no fee is charged or paid except to reimburse  
20 the driver or owner of the vehicle for his operating expenses  
21 on a nonprofit basis; or

22 (2) when such persons are travelling between their homes  
23 and their places of employment, or places reasonably convenient

1 thereto, for which (i) no fee is charged or paid except to  
2 reimburse the driver or owner of the vehicle for his operating  
3 expenses on a nonprofit basis, or (ii) a fee is charged in  
4 accordance with the provisions of Section 6 of this Act.

5 (b) "For-profit ridesharing arrangement" means:

6 (1) a ridesharing arrangement for which a fee is  
7 charged in accordance with Section 6 of this Act; or

8 (2) a commercial ridesharing arrangement conducted in  
9 accordance with Section 7 of this Act.

10 (c) "Commercial ridesharing arrangement" means a  
11 ridesharing arrangement in which the method of transportation  
12 is a vehicle owned or leased for personal use, of not more than  
13 6 persons (including the driver), prearranged through a  
14 dispatcher, and for which a fee is charged, but that is not  
15 provided in accordance with the limitations of Section 6 of  
16 this Act.

17 (d) "Dispatch" means the act of facilitating a connection  
18 between drivers and passengers for commercial ridesharing  
19 arrangement using telephone, Internet, smartphone, or an  
20 electronic application, with or without an account set up  
21 between the passenger and the connecting person.

22 (e) "Dispatcher" means a person that performs a dispatch.

23 (Source: P.A. 83-1091.)

24 (625 ILCS 30/5) (from Ch. 95 1/2, par. 905)

25 Sec. 5. (a) No unit of local government, whether or not it

1 is a home rule unit, may:

2 (1) license or regulate ridesharing arrangements;

3 (2) impose any tax or fee upon the owner or operator of a  
4 motor vehicle because of its use in a ridesharing arrangement;

5 (3) prohibit or regulate the charging of fees for  
6 ridesharing arrangements in accordance with Section 6 of this  
7 Act.

8 This Act is declared to be a denial and limitation of the  
9 powers of home rule units pursuant to paragraph (g) of Section  
10 6 of Article VII of the Illinois Constitution.

11 (b) A unit of local government, whether or not it is a home  
12 rule unit, may not license or regulate commercial ridesharing  
13 arrangements, commercial ridesharing dispatchers, or  
14 commercial ridesharing drivers in a manner that is less  
15 restrictive than the regulation by the State under this Act.  
16 This Section is a limitation under subsection (i) of Section 6  
17 of Article VII of the Illinois Constitution on the concurrent  
18 exercise by home rule units of powers and functions exercised  
19 by the State.

20 (Source: P.A. 83-1091.)

21 (625 ILCS 30/7 new)

22 Sec. 7.

23 (a) Commercial ridesharing arrangements are subject to the  
24 following license and registration requirements:

25 (1) No person shall participate as a driver in a

1       commercial ridesharing arrangement without first securing  
2       (i) a chauffeur's license issued by the unit of local  
3       government where the vehicle used in the commercial  
4       ridesharing arrangement is registered; or (ii) if the unit  
5       of local government in which the vehicle used in a  
6       commercial ridesharing arrangement is registered does not  
7       issue chauffeur's licenses, then a chauffeur's license  
8       issued by a unit of local government in which the driver  
9       provides commercial ridesharing arrangements. If no unit  
10       of local government in which the vehicle used in a  
11       commercial ridesharing arrangement is registered or  
12       operated issues chauffeur's licenses, then the driver is  
13       not required to obtain a chauffeur's license.

14       (2) No person shall perform dispatches without first  
15       securing a commercial ridesharing dispatcher's license  
16       from the Department of Financial and Professional  
17       Regulation. An applicant for a commercial ridesharing  
18       dispatcher's license must submit evidence of the insurance  
19       required by item (C) of paragraph (1) of subsection (b) of  
20       this Section. This license must be renewed annually. The  
21       fee for this license shall be set by the Department of  
22       Financial and Professional Regulation. The Department of  
23       Financial and Professional Regulation shall adopt rules to  
24       implement this paragraph.

25       (3) No commercial ridesharing arrangement shall be  
26       conducted in a vehicle that does not have distinctive

1 registration plates issued in accordance with the  
2 requirements of Section 3-412 of the Illinois Vehicle Code.

3 (b)(1) All commercial ridesharing arrangements shall be  
4 conducted under the following standards:

5 (A) Vehicles used for commercial ridesharing  
6 arrangements shall clearly indicate on the exterior of  
7 the vehicle that the vehicle is used for commercial  
8 ridesharing arrangements. A phone number for the  
9 dispatcher shall be clearly displayed in the interior  
10 of the vehicle.

11 (B) No vehicle used for commercial ridesharing  
12 arrangements shall be more than 4 years from the date  
13 of manufacture. Any vehicle used for commercial  
14 ridesharing arrangements must pass any safety  
15 inspections required by the unit of local government  
16 that issued the driver's chauffeur's license for  
17 vehicles used in transporting passengers for-hire. If  
18 the unit of local government that issued the driver's  
19 chauffeur's license does not require safety  
20 inspections for vehicles used in transporting  
21 passengers for-hire, or if the driver is not required  
22 to have a chauffeur's license under paragraph (1) of  
23 subsection (a) of this Section, then the vehicle must  
24 pass an annual safety inspection under Section 13-101  
25 of the Illinois Vehicle Code.

26 (C) Dispatchers must carry commercial liability

1           insurance in accordance with Section 12-707.01 of the  
2           Illinois Vehicle Code with coverage for the  
3           dispatcher, the driver, and the vehicle used in the  
4           commercial ridesharing arrangement. Any terms or  
5           conditions in the agreement between the dispatcher and  
6           driver, or between the dispatcher and passenger, that  
7           would act as a waiver of the dispatcher's liability to  
8           the driver, the passenger, or to the public, or as an  
9           indemnification from the driver or passenger to the  
10           dispatcher, are null, void, and unenforceable.  
11           Dispatchers must also submit proof that they will be  
12           additionally covered through a primary or drop down  
13           insurance policy that will provide coverage regardless  
14           of whether the driver's policy provides coverage.

15           (D) Commercial ridesharing arrangements shall be  
16           arranged solely through a dispatcher. No person shall  
17           solicit or accept potential passengers' requests for  
18           service in a commercial ridesharing arrangement via  
19           street hail, hand gestures, or verbal statements. No  
20           commercial ridesharing arrangement shall pick up or  
21           discharge a passenger at any airport that serves as a  
22           base for commercial flights open to the general public,  
23           to any convention center, or to any designated taxicab  
24           stands, queues, or loading zones.

25           (E) No person participating in a commercial  
26           ridesharing arrangement shall collect, and dispatchers

1 shall not charge, any fare that is more than the  
2 highest per-mile rate charged by taxicabs within the  
3 unit of local government where the commercial  
4 ridesharing arrangement is conducted. Voluntary  
5 gratuities, which are remitted directly to the driver,  
6 are not included in this provision.

7 (F) Drivers shall limit the number of hours that  
8 they participate in commercial ridesharing  
9 arrangements to 10 hours per 24-hour period.  
10 Dispatchers shall limit the number of hours that  
11 drivers are logged onto their systems to 10 hours per  
12 24-hour period.

13 (G) If a unit of local government has requirements  
14 for licensed chauffeurs to provide service in  
15 under-served areas, drivers participating in  
16 commercial ridesharing arrangements within that unit  
17 of local government shall be subject to the same  
18 requirements for providing service in under-served  
19 areas.

20 (2) No person shall perform dispatches except as  
21 follows:

22 (A) Dispatches shall be made only to drivers  
23 licensed in accordance with subsection (a) of this  
24 Section.

25 (B) No less than 5% of a dispatcher's drivers'  
26 vehicles must be wheelchair accessible vehicles that

1           meet all federal and State standards for  
2           accessibility.

3           (C) Dispatches shall be made only to vehicles with  
4           distinctive registration plates in accordance with  
5           paragraph (3) of subsection (a) of this Section.

6           (c) Any person, other than a passenger, who participates in  
7           a commercial ridesharing arrangement in violation of this  
8           Section is guilty of a violation of this Section and shall be  
9           subject to the penalties adopted by the Department of Financial  
10          and Professional Regulation by administrative rule, including,  
11          but not limited to, fines, probation, revocation of licenses,  
12          and vehicle impoundment.

13          (d) Any person whose property or person is injured or in  
14          danger of injury due to an actual or imminent violation of this  
15          Section may file suit in the circuit court having jurisdiction  
16          to recover any remedy permitted by law, including damages and  
17          injunctive relief.

18          (e) The Department of Financial and Professional  
19          Regulation shall adopt rules to implement this Section.

20           Section 99. Effective date. This Act takes effect upon  
21           becoming law.".