

HB4027



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4027

by Rep. Martin J. Moylan

SYNOPSIS AS INTRODUCED:

625 ILCS 57/5
625 ILCS 57/30

Amends the Transportation Network Providers Act. Provides that if the Governor has, by proclamation, declared that a disaster exists, a transportation network company shall not employ surge pricing in the areas subject to the disaster for the duration of the proclamation. Defines "surge pricing".

LRB099 08620 RJF 28783 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Transportation Network Providers Act is
5 amended by changing Sections 5 and 30 as follows:

6 (625 ILCS 57/5)

7 (This Section may contain text from a Public Act with a
8 delayed effective date)

9 Sec. 5. Definitions.

10 "Surge pricing" means charging passengers a higher fare
11 rate than the regular fare rate displayed on the transportation
12 network company's website or in its software application
13 service by utilizing a rate multiplier during times of high
14 demand.

15 "Transportation network company" or "TNC" means an entity
16 operating in this State that uses a digital network or software
17 application service to connect passengers to transportation
18 network company services provided by transportation network
19 company drivers. A TNC is not deemed to own, control, operate,
20 or manage the vehicles used by TNC drivers, and is not a
21 taxicab association or a for-hire vehicle owner.

22 "Transportation network company driver" or "TNC driver"
23 means an individual who operates a motor vehicle that is:

1 (1) owned, leased, or otherwise authorized for use by
2 the individual;

3 (2) not a taxicab or for-hire public passenger vehicle;
4 and

5 (3) used to provide transportation network company
6 services.

7 "Transportation network company services" or "TNC
8 services" means transportation of a passenger between points
9 chosen by the passenger and prearranged with a TNC driver
10 through the use of a TNC digital network or software
11 application. TNC services shall begin when a TNC driver accepts
12 a request for transportation received through the TNC's digital
13 network or software application service, continue while the TNC
14 driver transports the passenger in the TNC driver's vehicle,
15 and end when the passenger exits the TNC driver's vehicle. TNC
16 service is not a taxicab, for-hire vehicle, or street hail
17 service.

18 (Source: P.A. 98-1173, eff. 6-1-15.)

19 (625 ILCS 57/30)

20 (This Section may contain text from a Public Act with a
21 delayed effective date)

22 Sec. 30. Operational.

23 (a) A TNC may charge a fare for the services provided to
24 passengers; provided that, if a fare is charged, the TNC shall
25 disclose to passengers the fare calculation method on its

1 website or within the software application service.

2 (a-5) If the Governor has, by proclamation, declared that a
3 disaster exists under Section 7 of the Illinois Emergency
4 Management Agency Act, a TNC shall not employ surge pricing in
5 the areas subject to the disaster for the duration of the
6 proclamation.

7 (b) The TNC shall provide passengers with the applicable
8 rates being charged and the option to receive an estimated fare
9 before the passenger enters the TNC driver's vehicle.

10 (c) The TNC's software application or website shall display
11 a picture of the TNC driver, and the license plate number of
12 the motor vehicle utilized for providing the TNC service before
13 the passenger enters the TNC driver's vehicle.

14 (d) Within a reasonable period of time following the
15 completion of a trip, a TNC shall transmit an electronic
16 receipt to the passenger that lists:

- 17 (1) the origin and destination of the trip;
18 (2) the total time and distance of the trip; and
19 (3) an itemization of the total fare paid, if any.

20 (e) Dispatches for TNC services shall be made only to
21 eligible TNC drivers under Section 15 of this Act who are
22 properly licensed under State law and local ordinances
23 addressing these drivers if applicable.

24 (f) A taxicab may accept a request for transportation
25 received through a TNC's digital network or software
26 application service, and may charge a fare for those services

1 that is similar to those charged by a TNC.

2 (Source: P.A. 98-1173, eff. 6-1-15.)