

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 221018-098

WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) desires to increase the standard taxi fare because it has not increased since 2011; and,

WHEREAS, SFMTA wants to clarify the manner in which the cap on Gate Fees, which is the fee that Color Schemes charge Drivers for the use of a taxi, is calculated; and,

WHEREAS, SFMTA wants to clarify that Medallion Holders are allowed to hold up to a maximum of 50 Transferable Medallions; and,

WHEREAS, On September 29, 2022, the SFMTA, under authority delegated by the Planning Department, determined that the proposed amendments to Transportation Code, Division II, Article 1100 – Taxi Meter Rates, Gate Fees, and Other Updates are not a “project” under the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Section 15060(s) and 15378(b); and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors and is incorporated herein by reference; now, therefore be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amend Transportation Code, Division II, Article 1100, Sections 1102, 1105, 1108 - 1110, 1116, and 1124 to increase the standard taxi fare, to update the Gate Fee definition and clarify the Gate Fee cap, to allow Medallion Holders to hold a maximum of 50 Transferable Medallions, and other non-substantive clean up, including minor grammatical fixes.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of October 18, 2022.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

[Transportation Code – Regulation of Motor Vehicles for Hire]

Resolution amending the Transportation Code to increase the standard rate of fare for taxis, and clarify the method for calculating gate fees.

NOTE: Additions are single-underline Times New Roman;
deletions are ~~strike-through Times New Roman~~.

The Municipal Transportation Agency Board of Directors of the City and County of San Francisco enacts the following regulations:

Section 1. Article 1100 of Division II of the Transportation Code is hereby amended by revising Sections 1102, 1105, 1108 - 1110, 1116, and 1124, to read as follows:

SEC. 1102. DEFINITIONS.

For purposes of this Article 1100, the following words and phrases shall have the meanings set forth below:

* * * *

"Gate Fee" shall mean any monetary fee or other charge or consideration, or any combination thereof, paid by a Driver who is not a Taxi or Ramp Taxi Medallion Holder for the privilege of driving a Taxi or Ramp Taxi ~~for a daily shift~~, and for receipt of all services provided in connection with such privilege, whether said fee, charge, or consideration is set orally or in writing, and regardless of the terms of payment.

* * * *

SEC. 1105. GENERAL PERMIT CONDITIONS.

(a) **Conditions Applicable to All Permits.**

* * * *

(17) **Operation by Driver Permit Hold-ers.** No Permit Holder shall knowingly allow the use of a Taxi or Ramp Taxi vehicle as a motor vehicle for hire by any person who does not hold a Driver Permit and California driver's license, or by any person who is not covered by the insurance policy issued for the Taxi vehicle.

(18) **Retaliation.** No Permit Holder shall retaliate against another individual or entity for the exercise of any right provided by this Article 1100.

(b) **Electronic Taxi Access System.** Each Dispatch Service Permit Holder shall integrate its dispatch system with and implement the Elec-tronic Taxi Access System, and shall electronically transfer all of its Electronic Trip Data to the Elec-tronic Taxi Access System in real-time as required by this Section 1105(b).

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SEC. 1108. CONDITIONS APPLICABLE TO DRIVER PERMITS.

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(e) **Driver Duties During Shift.**

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(28) [Reserved.] ~~No Driver shall leave a vehicle unattended on a public street for more than 4 hours.~~

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SEC. 1109. CONDITIONS APPLICABLE TO MEDALLIONS.

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(c) Full-Time Driving Requirement.

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(6) Exception for Color Scheme Key Personnel.

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(E) Partial Completion of Requirements. If a Medallion Holder performs at least 750 hours of work as designated Key Personnel for ~~the~~ a Color Scheme during the year but less than 1,500 hours, the Permit Holder shall be entitled to partial credit against the Full-Time Driving requirement on a pro rata basis. The credit shall correspond to the percentage of 1,500 hours that the designated Permit Holder worked for the company in such capacity. If a Permit Holder does not perform at least 750 hours of work as designated personnel for the Color Scheme during the year, the Permit Holder shall not be entitled to any credit against the Full-Time Driving requirement.

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SEC. 1110. CONDITIONS APPLICABLE TO RAMP TAXI MEDALLIONS.

In addition to the conditions specified in Section 1105, the following conditions are applicable to Ramp Taxi Medallions:

(a) Serving Passengers Who Use Wheelchairs.

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(3) Every Ramp Taxi Medallion Holder or Permit Holder with a Ramp Taxi Medallion Use Agreement must ensure that the Ramp Taxi meets a minimum wheelchair

pick-up requirement per month, which shall be set by the Director of Transportation. If a Ramp Taxi Medallion Holder or Permit Holder with a Ramp Taxi Medallion Use Agreement fails to meet the wheelchair pick-up requirement three times within a six-month period, or fails to comply with any condition of the Ramp Taxi Medallion Use Agreement, the SFMTA may revoke the Ramp Taxi Medallion, in the case of a Ramp Taxi Medallion Holder, or terminate the Ramp Taxi Use Agreement and reassign the Ramp Taxi Medallion. The application of this ~~paragraph~~ subsection (e)(3) is in addition to any penalties that may be assessed against the Ramp Taxi Medallion Holder or Permit Holder with a Ramp Taxi Medallion Use Agreement for violations of this Article 1100 or the rules and regulations of the Paratransit Program.

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SEC. 1116. TAXI MEDALLION TRANSFER PROGRAM.

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(d) **Retransfer.**

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(f) **Medallion Transfer Allocation.**

(1) The Transferor shall distribute to the SFMTA the Medallion Transfer Allocation at the time of Retransfer. The Medallion Transfer Allocation shall be 5% of the Medallion Transfer Price.

(2) Notwithstanding ~~S~~subsection (f)(1) above, the Director of Transportation is authorized to waive the Medallion Transfer Allocation from November 17, 2018 through November 16, 2023.

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(i) ~~Reserved.~~ **Maximum Number of Medallions.** A Medallion Holder may hold a maximum of 50 Transferable Medallions.

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SEC. 1124. TAXI FARES AND FEES; GATE FEES.

(a) **Setting Rates of Fare and Gate Fees.** The SFMTA Board may hold a hearing to determine, in its sole discretion, whether the rates of fare and cap on ~~g~~Gate f~~ees~~ then in effect should be increased, decreased, or remain unchanged.

(b) **Taxi Fares.**

(1) **Standard Fare.** The fare for Taxis and Ramp Taxis shall be as follows: ~~\$3.50~~4.15 for the first fifth of a mile or “flag”; ~~\$0.56~~5 for each additional fifth of a mile or fraction thereof; and ~~\$0.56~~5 for each one minute of waiting or traffic delay time.

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(e) **Gate Fees.** A Color Scheme Permit Holder or a Medallion Holder may not charge Drivers a ~~mean g~~Gate f~~ee~~ that exceeds ~~\$106.25~~ for a shift of 10 hours or longer. ~~The cap shall be prorated at \$10.62 per hour for a shifts lease period equal to or shorter than 120 hours, or \$127.44 total for any lease period that ends by the following calendar day. A Color Scheme Permit Holder may offer lease periods greater than 24 hours but shall also offer the option of an hourly lease period to Drivers. The mean gate fee shall be determined by adding together the gate fees charged by the company for all available shifts during one week and dividing that total by the number of available shifts during the week.~~ For purposes of this subsection (e), a Color Scheme Permit Holder is responsible for all ~~g~~Gate f~~ees~~ that are assessed for use of any Gas and Gates Medallion that is affiliated with the Color Scheme. The Medallion Holder is responsible for all ~~g~~Gate f~~ees~~ charged for the use of their Medallion if it is not operated as a Gas and Gates Medallion.

Upon the request of SFMTA, a Color Scheme Permit Holder or a Medallion Holder shall provide the SFMTA with a record of all Gate Fees charged for the previous six months within 48 hours of such request.

Section 2. Effective Date. This resolution shall become effective 31 days after enactment. Enactment occurs when the San Francisco Municipal Transportation Agency Board of Directors approves this resolution.

Section 3. Scope of Resolution. In enacting this resolution, the San Francisco Municipal Transportation Agency Board of Directors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, letters, punctuation marks, charts, diagrams, or any other constituent parts of the Transportation Code that are explicitly shown in this resolution as additions or deletions in accordance with the "Note" that appears under the official title of the resolution.

APPROVED AS TO FORM:
DAVID CHIU, City Attorney

By: Stephanie Stuart
STEPHANIE STUART
Deputy City Attorney

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I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of October 18, 2022.


Secretary to the Board of Directors
San Francisco Municipal Transportation Agency