

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Community & Military
2 Affairs Subcommittee
3 Representative Harrison offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. (1) This act supersedes any provisions of
8 chapter 2001-299, Laws of Florida, and acts amendatory thereto,
9 to the extent such provisions are inconsistent with this act.

10 (2) Any certificate of public convenience and necessity
11 for taxicabs or any taxicab permit previously or hereafter
12 issued by the Hillsborough County Public Transportation
13 Commission, created by chapter 83-423, Laws of Florida, is the
14 private property of the holder of such certificate or permit.

15 (3) The holder of a certificate of public convenience and
16 necessity for taxicabs or a taxicab permit issued by the
17 commission may transfer the certificate or permit by pledge,
18 sale, assignment, sublease, devise, or other means of transfer
19 to another person. The commission may by rule specify the

Amendment No.

20 procedure by which the transfer may occur. Except for a transfer
21 by devise or intestate succession, the transfer must be
22 approved, in advance, by the commission, and the proposed
23 transferee must first qualify to be a taxicab certificateholder
24 or permitholder under commission rules. The proposed transferee
25 of a transfer by devise or intestate succession must
26 conditionally qualify as a taxicab certificateholder or
27 permitholder under commission rules within 120 days after the
28 transfer, unless otherwise extended by the commission. The
29 conditional nature of the qualification shall be removed upon
30 the probate court's final adjudication that the proposed
31 transferee is actually entitled to the ownership of the
32 transferred certificate or permit.

33 (4) The Hillsborough County Public Transportation
34 Commission shall create by rule the Driver Ownership Program to
35 assist eligible taxicab drivers in acquiring a certificate and
36 one or more permits, within the existing and authorized
37 population cap and limits for taxicab permits, which existing
38 population cap and limits are incorporated into this act. Any
39 certificate or permit issued under the Driver Ownership Program
40 is nontransferable, except to other eligible taxicab drivers as
41 authorized by commission rules and after the certificate or
42 permit has been actively and continuously used by the eligible
43 taxicab driver for at least 5 years following the date of
44 issuance.

45 (5) As used in this act, the term:

46 (a) "Eligible taxicab driver" means a taxicab driver who
47 is eligible to be issued a certificate and permit under the

Amendment No.

48 Driver Ownership Program, who holds a valid driver's license
49 issued by the commission, who has continuously operated as a
50 full-time taxicab driver in Hillsborough County for a minimum of
51 3 years immediately preceding the date of the transfer, and who
52 has not been found by the commission or the director of the
53 commission to have violated the requirements of chapter 2001-
54 2009, Laws of Florida, as amended, or rules of the commission.
55 In order to qualify as a full-time driver, a person must drive a
56 taxicab for at least 40 hours per week, for a minimum of 48
57 weeks per year.

58 (b) "Driver Ownership Program" means the program created
59 pursuant to commission rules to promote taxicab ownership by
60 eligible taxicab drivers. The program may reserve up to one-
61 third of the additional permits authorized due to an increase in
62 the population cap for 7 years after the effective date of this
63 act for distribution to eligible taxicab drivers under
64 commission rules, which rules must specify the procedure by
65 which the certificates and permits may be acquired.

66 Section 2. This act shall take effect upon becoming a law.
67
68
69
70

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

71
72 Remove the entire title and insert:

73 A bill to be entitled

74 An act relating to Hillsborough County; providing that
75 the act supersedes inconsistent provisions of chapter

592897 - h0891-Strike.docx

Published On: 2/6/2012 6:13:24 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 891 (2012)

Amendment No.

76 2001-299, Laws of Florida; providing that a holder of
77 a certificate of public convenience and necessity for
78 taxicabs or a taxicab permit issued by the
79 Hillsborough County Public Transportation Commission,
80 pursuant to chapter 2001-299, Laws of Florida, has
81 property rights in the certificate or permit;
82 providing for the transfer of such certificate or
83 permit; providing for the creation of the Driver
84 Ownership Program to assist taxicab drivers in
85 acquiring certificates and permits; providing for the
86 adoption of rules; providing definitions; providing an
87 effective date.