

NEW YORK CITY TAXI AND LIMOUSINE COMMISSION

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Taxi and Limousine Commission (“TLC”) is proposing to amend its rules to reflect changes to state law following the passage of the COVID-19 Livery Vehicle Recovery Act.

When and where is the Hearing? TLC will hold a public hearing on the proposed rule. The public hearing will take place at 10:00 am on March 12, 2025. The public hearing will be held online using Zoom. There will be no in person public hearing. The public hearing will be livestreamed on TLC’s website at www.nyc.gov/tlc. To participate in the public hearing, please e-mail the TLC at tlcrules@tlc.nyc.gov or call TLC at 212-676-1135 by March 11, 2025. After you have signed up to speak, TLC will provide you with a Zoom URL to enter in on your computer or dial-in via phone number if you prefer to call in.

How do I comment on the proposed rules? Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to the Taxi and Limousine Commission through the NYC rules website at www.nyc.gov/nycrules.
- **Email.** You can email comments to tlcrules@tlc.nyc.gov.
- **Mail.** You can mail comments to the Taxi and Limousine Commission, Office of Legal Affairs, 33 Beaver Street – 22nd Floor, New York, NY 10004.
- **Fax.** You can fax comments to the TLC at 212-313-3027.
- **By speaking at the hearing.** To sign up to speak and provide testimony, you must e-mail the TLC at tlcrules@tlc.nyc.gov or call 212-676-1135 by 5:00 p.m. on March 11, 2025. Speakers will not be able to sign up to testify the day of the hearing. Those who did not sign-up in advance to testify are welcome to view the live-stream of the meeting on TLC’s website. Please note that the hearing is for accepting oral testimony only and is not held in a “Question and Answer” format.

Is there a deadline to submit written comments? Yes, you must submit written comments by March 12, 2025.

Do you need assistance to participate in the Hearing? You must tell the Office of Legal Affairs if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 212-676-1135. You must tell us by March 11, 2025. This location has the following accessibility option(s) available: Simultaneous transcription for people who are deaf or hard of hearing and audio only access.

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going to the website at www.nyc.gov/nycrules. A few days after the hearing, copies of all comments submitted online, copies of all written comments, and a summary of oral comments concerning the proposed rule will be available to the public at the Office of Legal Affairs.

What authorizes the Commission to make this rule? Sections 1043 and 2303 of the City Charter and Section 19-503 of the New York City Administrative Code authorize the Commission to make this proposed rule. This proposed rule was not included in TLC's regulatory agenda for fiscal year 2024 because it was not contemplated when the Commission published the agenda.

Where can I find the Commission's rules? The Commission's rules are in Title 35 of the Rules of the City of New York.

What rules govern the rulemaking process? TLC must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043 of the City Charter.

Statement of Basis and Purpose

The TLC is proposing rules to implement changes to state law following the enactment of the COVID-19 Livery Vehicle Recovery Act, Chapter 382 of the Laws of 2024. This law permits the owners of certain vehicles, formerly licensed by TLC as For-Hire Vehicles, to renew their licenses on certain conditions. For one year, TLC must accept applications for the renewal of For-Hire Vehicle Licenses that expired from roughly the beginning to the end of the COVID pandemic, that is between March 7, 2020, and September 12, 2022, and which were affiliated with livery bases at the time of expiration. These new licenses may not transfer affiliation to a High-Volume For-Hire Service.

According to the provisions of this state law, TLC must provide qualifying vehicle owners with the option to renew with the same license restrictions that applied at the time of expiration. For example, a vehicle license that was restricted to an electric vehicle may only renew as an electric vehicle, and a license restricted to a wheelchair accessible vehicle may only renew as a wheelchair accessible vehicle. TLC's authority for these rules is found in section 2303 of the New York City Charter and section 19-503 of the New York City Administrative Code.

New material is underlined.

[Material inside brackets indicates deleted material.]

Section 1. Section 59A-06 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (f), to read as follows:

(f) Livery Base Affiliated Vehicles. For a period of one (1) year, to commence on May 1, 2025, For-Hire Vehicle owners whose licenses were affiliated with a Livery Base and expired between March 7, 2020 and September 12, 2022 may apply to renew their licenses, subject to the following requirements.

- (1) The For-Hire Vehicle License was affiliated with a Livery Base and expired starting on March 7, 2020, through September 12, 2022.
- (2) The For-Hire Vehicle must not transfer affiliation to a High-Volume For-Hire Service.
- (3) Applicants renewing Livery Base Affiliated Vehicles are responsible for fees associated with the current license renewal cycle and any outstanding fees or fines already owed to the Commission prior to expiration.
- (4) Applicants may renew Livery Base Affiliated Vehicles with the same license restrictions that applied at the time of expiration.

**NEW YORK CITY LAW DEPARTMENT
DIVISION OF LEGAL COUNSEL
100 CHURCH STREET
NEW YORK, NY 10007
212-356-4028**

**CERTIFICATION PURSUANT TO
CHARTER §1043(d)**

RULE TITLE: Amendment of Rules Relating to For-Hire Vehicle Licenses (Implementation of Covid 19 Livery Vehicle Recovery Act)

REFERENCE NUMBER: 2024 RG 124

RULEMAKING AGENCY: Taxi and Limousine Commission

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN
Senior Counsel

Date: January 30, 2025

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS
253 BROADWAY, 10th FLOOR
NEW YORK, NY 10007
212-788-1400**

**CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)**

RULE TITLE: Amendment of Rules Relating to For-Hire Vehicle Licenses (Implementation of Covid 19 Livery Vehicle Recovery Act)

REFERENCE NUMBER: TLC-150

RULEMAKING AGENCY: Taxi and Limousine Commission

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro
Mayor's Office of Operations

January 30, 2025
Date