

## AMENDMENTS TO SENATE BILL NO. 984

Sponsor: REPRESENTATIVE GODSHALL

Printer's No. 1753

1 Amend Bill, page 2, lines 8 and 9, by striking out "66

2 Pa.C.S. § 102" and inserting

3 section 57A01

4 Amend Bill, page 3, lines 5 and 6, by striking out "66

5 Pa.C.S. § 102" and inserting

6 section 57A01

7 Amend Bill, page 4, line 19, by striking out "TRANSPORTATION

8 NETWORK SERVICE FUND" and inserting

9 Assessment

10 Amend Bill, page 5, line 9, by striking out "OR" where it

11 occurs the first time and inserting

12 and the

13 Amend Bill, page 15, line 29, by inserting after "BENEFITS"

14 as required under 75 Pa.C.S. § 1711 (relating to  
15 required benefits)

16 Amend Bill, page 16, line 23, by inserting after "(C)"

17 is maintained by a driver and

18 Amend Bill, page 19, line 24, by striking out "SUBSECTION

19 (A)" and inserting

20 this section

21 Amend Bill, page 20, line 3, by striking out "SUBSECTION (A)"

22 and inserting

23 this section

24 Amend Bill, page 20, line 30, by striking out "IF" and

1 inserting

2 Notice that if

3 Amend Bill, page 21, lines 1 and 2, by striking out

4 "SUBSECTION (A), NOTICE THAT" and inserting

5 this section,

6 Amend Bill, page 21, by inserting between lines 20 and 21

7 (p) Lienholder and lessor requirements.--

8 (1) The following shall apply:

9 (i) A transportation network company shall disclose  
10 the notice under this subparagraph prominently and with a  
11 separate acknowledgment of acceptance to each prospective  
12 transportation network company driver in the  
13 transportation network company's written terms of service  
14 for drivers. The disclosure shall be provided before a  
15 driver is allowed to offer prearranged rides on a  
16 transportation network company's digital network. The  
17 notice shall be as follows:

18 [name of transportation network company] will provide  
19 you with a notice explaining whether it provides  
20 insurance to repair your personal vehicle if you have  
21 an accident when using your vehicle in a  
22 transportation network. If [name of transportation  
23 network company] does not provide coverage for damage  
24 to your car, your personal automobile insurance  
25 policy might not provide the coverage and you may be  
26 required to pay all costs to repair the vehicle  
27 yourself in the event of an accident unless you  
28 purchase extra insurance. If you financed the  
29 purchase of the vehicle or lease the vehicle, you  
30 must notify your lender or lessor that you will use  
31 your vehicle to provide transportation network  
32 service. Your lender or lessor may require you to  
33 purchase extra insurance coverage or, if you do not  
34 do so, may purchase insurance on your behalf and bill  
35 you for the costs of the policy. The failure to  
36 notify a lender or lessor or to have insurance to  
37 cover the cost of damage to the vehicle may cause  
38 your vehicle to be repossessed or your lease to be  
39 revoked. If you have questions about this notice, you  
40 should contact your insurance agent, your lender or  
41 lessor or the Pennsylvania Insurance Department.

42 (ii) A transportation network company shall provide  
43 the notice required under subparagraph (i) upon any  
44 subsequent material reduction in insurance coverage by  
45 the company. For purposes of this subparagraph, "material  
46 reduction in insurance coverage" shall not include the

1 replacement of insurance coverage with substantially  
2 similar insurance coverage from a different insurer by a  
3 transportation network company.

4 (iii) A transportation network company shall notify  
5 drivers in writing whether the transportation network  
6 company is providing comprehensive and collision coverage  
7 during service.

8 (2) If a transportation network company's insurer makes  
9 a payment for a claim covered under comprehensive or  
10 collision coverage, the transportation network company shall  
11 cause the transportation network company's insurer to issue  
12 the payment directly to the business repairing the vehicle or  
13 jointly to the owner of the vehicle and the primary  
14 lienholder or lessor.

15 (3) If a driver of a personal vehicle used in  
16 transportation network service that is subject to a lien or  
17 lease fails to maintain comprehensive or collision damage  
18 coverage required by the lienholder or lessor or to show  
19 evidence to the lienholder or lessor of the coverage upon  
20 reasonable request, the lienholder or lessor may obtain the  
21 coverage at the expense of the driver without prior notice to  
22 the driver.

23 Amend Bill, page 23, line 17, by striking out "THEIR" and  
24 inserting

25 the

26 Amend Bill, page 24, line 17, by striking out "(B)" and  
27 inserting

28 (a)

29 Amend Bill, page 39, line 25, by inserting after "UP"  
30 or drop off

31 Amend Bill, page 42, line 15, by striking out "RANDOM  
32 SELECTION OF UNIQUE IDENTIFICATION NUMBERS.--" and inserting  
33 Compliance audits.--

34 Amend Bill, page 42, line 30, by inserting after "NUMBERS"  
35 based upon the transportation network company's  
36 classification under section 57A09 (relating to vehicle  
37 inspections)

38 Amend Bill, page 49, lines 5 and 6, by striking out "TO THE  
39 COSTS OF THE AUTHORITY ASSOCIATED WITH" in line 5 and all of  
40 line 6 and inserting

1           Except as provided under subparagraph (v), to  
2           satisfy any liens on the vehicle or, if the vehicle is  
3           subject to a lease, to pay the lessor damages due to the  
4           lessor upon default by the lessee as provided under 13  
5           Pa.C.S. § 2A527 (relating to lessor's rights to dispose  
6           of goods).

7           (ii) To the costs of the authority associated with  
8           the confiscation, impoundment and auction.

9           Amend Bill, page 49, line 7, by striking out "(II)" and  
10          inserting

11           (iii)

12          Amend Bill, page 49, lines 10 through 12, by striking out all  
13          of said lines

14          Amend Bill, page 49, line 17, by striking out "TNC REGULATORY  
15          FUND CREATED UNDER SECTION 57A22(C)" and inserting

16           restricted account provided for under section 57A22

17          Amend Bill, page 50, lines 20 through 30; pages 51 through  
18          56, lines 1 through 30; page 57, lines 1 through 7; by striking  
19          out all of said lines on said pages and inserting  
20          § 57A22. Assessment.

21           (1) A transportation network company operating in a city  
22           of the first class shall pay to the authority an assessment  
23           amount equal to 1.4% of the gross receipts from all fares  
24           charged to all passengers for prearranged rides that  
25           originate in the city. The amount assessed shall be remitted  
26           on a quarterly basis and deposited into a restricted receipts  
27           account in the State Treasury. The State Treasurer shall  
28           distribute 66.67% to a school district of the first class and  
29           33.33% to the parking authority on a quarterly basis. This  
30           section shall expire December 31, 2019.

31           (2) If an assessment is imposed after December 31, 2019,  
32           the percentage amount may not be less than the percentage  
33           amount imposed under paragraph (1).

34          Amend Bill, page 66, lines 20 through 30; page 67, lines 1  
35          through 30; page 68, lines 1 through 26; by striking out all of  
36          said lines on said pages and inserting

37          § 2401. Regulation of taxis and limousines.

38          The temporary regulations promulgated under section 1602-M of  
39          the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal  
40          Code, shall expire upon the promulgation of final-form

1 regulations or two years following the effective date of this  
2 section, whichever is later.

3 Amend Bill, page 73, lines 20 through 26, by striking out "A  
4 TRANSPORTATION NETWORK COMPANY OR TRANSPORTATION" in line 20 and  
5 all of lines 21 through 26 and inserting  
6 (Reserved).

7 Amend Bill, page 74, line 1, by striking out "SHALL" and  
8 inserting

9 may

10 Amend Bill, page 82, line 3, by inserting after "checks"  
11 checks

12 Amend Bill, page 91, lines 25 and 26, by striking out "FOR  
13 WHICH YOU ARE AT FAULT"