

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1490 Session of 2013

INTRODUCED BY ROSS, MILLARD, MURT, MICCARELLI, CLYMER, SWANGER, TAYLOR, WATERS, CRUZ, VEREB, PYLE, CALTAGIRONE AND QUINN, JUNE 11, 2013

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 19, 2013

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, further providing for definitions, for
3 driver certification program and for budget and fees;
4 providing for assessment notice and hearings; further
5 providing for fund and for transfer of money from fund;
6 providing for fees; and further providing FOR SPECIAL FUNDS <--
7 IN CITIES OF THE FIRST CLASS, for power of authority to issue
8 certificates of public convenience and for restrictions.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. The definition of "Philadelphia Taxicab and
12 Limousine Regulatory Fund" or "fund" in section 5701 of Title 53
13 of the Pennsylvania Consolidated Statutes is amended and the
14 section is amended by adding a definition to read:

15 § 5701. Definitions.

16 The following words and phrases when used in this chapter
17 shall have the meanings given to them in this section unless the
18 context clearly indicates otherwise:

19 * * *

20 "Philadelphia Taxicab and Limousine Regulatory Fund" or

1 "regulatory fund." A SPECIAL fund [administered by the <--
2 authority] IN THE STATE TREASURY established by section 5708 <--
3 (relating to [fund] funds) for fulfilling the purposes of this
4 chapter to regulate taxicabs and limousines in a city of the
5 first class.

6 "Philadelphia Taxicab Medallion Fund" or "medallion fund." A
7 ~~fund administered by the authority~~ SPECIAL FUND IN THE STATE <--
8 TREASURY established by section 5708(a.1) (relating to funds) to
9 which all moneys collected from the sale of medallions shall be
10 deposited for the uses provided in this chapter.

11 * * *

12 Section 2. Sections 5706(a) and (a.1)(3) and 5707 of Title
13 53 are amended to read:

14 § 5706. Driver certification program.

15 (a) General rule.--The authority shall provide for the
16 establishment of a driver certification program for drivers of
17 taxicabs and limousines within cities of the first class.
18 Standards for fitness of all drivers shall be established under
19 such rules and regulations as the authority may prescribe. The
20 authority may revoke or suspend a driver's certificate upon a
21 finding that the individual is not fit to operate a taxicab or
22 limousine, as applicable. Each applicant for a driver's
23 certificate shall pay a fee in an amount to be determined
24 pursuant to the requirements of section [5707 (relating to
25 budget and fees)] 5710 (relating to fees). Upon approval, a
26 picture driver's certificate will be issued to an applicant. No
27 individual shall operate a taxicab or limousine at any time
28 unless the individual is certified as a driver by the authority.
29 Each certified driver shall carry and display in full view a
30 driver's certificate at all times of operation of a taxicab or

1 limousine. The authority may establish orders or regulations
2 which designate additional requirements governing the
3 certification of drivers and the operation of taxicabs or
4 limousines by drivers, including, but not limited to, dress
5 codes for drivers.

6 (a.1) Wheelchair-accessible taxicab driver training.--

7 * * *

8 (3) The annual taxicab driver registration fee
9 established by the authority pursuant to section [5707(b)]
10 5710 shall be paid from the proceeds of the sale of
11 medallions authorized by section 5711(c) (relating to power
12 of authority to issue certificates of public convenience) for
13 each certificated wheelchair-accessible taxicab driver.

14 * * *

15 § 5707. Budget and [fees] assessments.

16 (a) [Initial budget and fees.--The authority shall complete
17 an initial budget and fee schedule necessary to advance the
18 purposes of this chapter. The fee schedule shall include all
19 fees for initial issuance of a medallion, transfer of a
20 medallion and all taxicab and limousine certificates. The
21 authority's initial budget and fee schedule shall be submitted
22 to the Appropriations Committee of the Senate and the
23 Appropriations Committee of the House of Representatives. Unless
24 either the Senate or the House of Representatives acts to
25 disapprove through adoption of a resolution within ten
26 legislative days from the date of submittal, the authority's fee
27 schedule shall become effective, and the authority shall notify
28 each certificate holder of the initial fee schedule.] Budget
29 submission.--

30 (1) The authority shall prepare and, through the

1 Governor, submit annually to the General Assembly a proposed
2 budget consistent with Article VI of the act of April 9, 1929
3 (P.L.177, No.175), known as The Administrative Code of 1929,
4 consisting of the amounts necessary to be appropriated by the
5 General Assembly out of the funds established under section
6 5708 (relating to funds) necessary for the administration and
7 enforcement of this chapter for the fiscal year beginning
8 July 1 of the following year. The authority shall be afforded
9 an opportunity to appear before the Governor and the
10 Appropriations Committee of the Senate and the Appropriations
11 Committee of the House of Representatives regarding its
12 proposed budget. Except as provided in section 5710 (relating
13 to fees), the authority's proposed budget shall include a
14 proposed fee schedule.

15 (2) The authority's proposed budget shall include an
16 estimate of the amount of its expenditures necessary to meet
17 its obligation to administer and enforce this chapter. The
18 authority shall subtract from the expenditure estimate:

19 (i) The estimated fees to be collected under section
20 5710 during the fiscal year.

21 (ii) Money deposited into the regulatory fund as
22 payment for assessments, fees or penalties and any other
23 moneys collected pursuant to this chapter, but not
24 allocated during a prior fiscal year. Unallocated
25 assessment revenue from a prior fiscal year shall be
26 applied to reduce the portion of the total assessment
27 applicable to the utility group from which the
28 unallocated assessment originated.

29 (iii) Money budgeted for disbursement from the
30 medallion fund, if any, as part of the authority's

1 estimated budget.

2 (3) The remainder so determined, herein called the total
3 assessment, shall be allocated to, and be paid by, the
4 utility groups identified in subsection (c) in the manner
5 prescribed.

6 (4) If the authority's budget is not approved by March
7 30, the authority may assess the utility groups on the basis
8 of the last approved operating budget. At the time the budget
9 is approved, the authority shall make any necessary
10 adjustments in the assessments to reflect the approved
11 budget. If, subsequent to the approval of the budget, the
12 authority determines that a supplemental budget is needed,
13 the authority shall submit its request for that supplemental
14 budget simultaneously to the Governor and the chairman of the
15 Appropriations Committee of the Senate and the chairman of
16 the Appropriations Committee of the House of Representatives.

17 (b) [Fiscal year budget and fees.--The fiscal year for the
18 fund shall commence on July 1 of each year. Before March 15 of
19 each year, the authority shall submit a budget and proposed fee
20 schedule, necessary to advance the purposes of this chapter, for
21 the coming fiscal year along with comprehensive financial data
22 from the past fiscal year to the Appropriations Committee of the
23 Senate and the Appropriations Committee of the House of
24 Representatives. Unless either the Senate or the House of
25 Representatives acts to disapprove through adoption of a
26 resolution by April 15 of each year, the authority fee schedule
27 shall become effective. The authority shall notify all
28 certificate holders of the fee schedule for the coming fiscal
29 year. The procedure for notifying certificate holders must be
30 specified in the regulations of the authority. If either the

1 Senate or the House of Representatives acts to disapprove the
2 authority's fee schedule and budget, the authority may submit a
3 revised budget and fee schedule to the Appropriations Committee
4 of the Senate and the Appropriations Committee of the House of
5 Representatives within 15 days of such disapproval or shall
6 utilize the fee schedule and budget for the prior year. Unless
7 either the Senate or the House of Representatives acts to
8 disapprove, through adoption of a resolution within ten
9 legislative days from the date of submission of the revised
10 budget and fee schedule, the revised budget and fee schedule of
11 the authority shall become effective.] Records.--The authority
12 shall keep records of the costs incurred in connection with the
13 administration and enforcement of this chapter. The authority
14 shall also keep a record of the manner in which it determined
15 the amount assessed against every utility group. Such records
16 shall be open to inspection by all interested parties. The
17 records of the authority shall be considered prima facie
18 evidence of the facts and data therein represented, and in a
19 proceeding instituted to challenge the reasonableness or
20 correctness of any assessment under this section, the party
21 challenging the same shall have the burden of proof.

22 (c) [Philadelphia Taxicab and Limousine Regulatory Fund.--
23 Money deposited in the Philadelphia Taxicab and Limousine
24 Regulatory Fund is hereby specifically appropriated for the
25 purposes of this chapter and shall not be used for any purpose
26 not specified in this chapter. All interest earned by the fund
27 and all refunds or repayments shall be credited to the fund.]

28 Assessments.--

29 (1) The following relate to assessments for taxicabs:

30 (i) The taxicab utility group shall be comprised of

1 each taxicab authorized by the authority pursuant to
2 sections 5711(c) (relating to power of authority to issue
3 certificates of public convenience) and 5714(a) and (d)
4 (2) (relating to certificate and medallion required).

5 (ii) On or before March 31 of each year, each owner
6 of a taxicab authorized by the authority to provide
7 taxicab service on a noncitywide basis shall file with
8 the authority a statement under oath estimating the
9 number of taxicabs it will have in service in the next
10 fiscal year.

11 (iii) The portion of the total assessment allocated
12 to the taxicab utility group shall be divided by the
13 number of taxicabs estimated by the authority to be in
14 service during the next fiscal year, and the quotient
15 shall be the taxicab assessment. The taxicab assessment
16 shall be applied to each taxicab in the taxicab utility
17 group and shall be paid by the owner of each taxicab on
18 that basis.

19 (iv) The authority may not make an additional
20 assessment against a vehicle substituted for another
21 already in taxicab service during the fiscal year and
22 already subject to assessment as provided in subparagraph
23 (iii). The authority may, by order or regulation, provide
24 for reduced assessments for taxicabs first entering
25 service after the initiation of the fiscal year.

26 (v) The taxicab assessment for fiscal years ending
27 June 30, 2013, and June 30, 2014, shall be \$1,250.

28 (2) The following relate to assessments for limousines:

29 (i) The limousine utility group shall be comprised
30 of each limousine service authorized by the authority

1 pursuant to section 5741(a) (relating to certificate of
2 public convenience required). Vehicles approved by the
3 authority to provide limousine service pursuant to
4 section 5741(a.3)(2) shall not be considered part of the
5 limousine utility group for assessment purposes, but may
6 be required to pay fees as provided in section 5710.

7 (ii) On or before March 31 of each year, each
8 limousine service owner shall file with the authority a
9 statement under oath estimating the number of limousines
10 it estimates to have in service in the next fiscal year.

11 (iii) The portion of the total assessment allocated
12 to the limousine utility group shall be divided by the
13 number of limousines estimated by the authority to be in
14 service during the next fiscal year, and the quotient
15 shall be the limousine assessment. The limousine
16 assessment shall be applied to each limousine in the
17 limousine utility group and shall be paid by the owner of
18 each limousine on that basis.

19 (iv) The authority may not make an additional
20 assessment against a vehicle substituted for another
21 already in limousine service during the fiscal year and
22 already subject to assessment as provided in subparagraph
23 (iii). The authority may, by order or regulation, provide
24 for reduced assessments for limousines first entering
25 service after the initiation of the fiscal year.

26 (v) The limousine assessment for fiscal years ending
27 June 30, 2013, and June 30, 2014, shall be \$350. By order
28 or regulation, the authority may discount the limousine
29 assessment for each limousine service owner operating 16
30 or more limousines authorized by the authority.

1 (3) The following relate to assessments for dispatchers:

2 (i) The dispatcher utility group shall be comprised
3 of each centralized dispatch system authorized by the
4 authority as provided in section 5711(c)(6).

5 (ii) The portion of the total assessment allocated
6 to the dispatcher utility group shall be divided by the
7 number of dispatchers estimated by the authority to be in
8 service during the next fiscal year, and the quotient
9 shall be the dispatcher assessment. The dispatcher
10 assessment shall be applied to each dispatcher in the
11 dispatcher utility group and shall be paid by the owner
12 of each dispatcher on that basis.

13 (iii) The dispatcher assessment for fiscal years
14 ending June 30, 2013, and June 30, 2014, shall be \$2,750.

15 (d) Examination of records.--The chairperson and the
16 minority chairperson of the Appropriations Committee of the
17 Senate and the chairperson and the minority chairperson of the
18 Appropriations Committee of the House of Representatives shall
19 have the right to examine the books, accounts and records of the
20 authority at any time.

21 (d.1) Enforcement.--If a payment prescribed by this section
22 is not made as aforesaid, the authority may suspend or revoke
23 certificates of public convenience and driver certificates, may
24 certify automobile registrations to the Department of
25 Transportation for suspension or revocation or may institute an
26 enforcement action or appropriate action at law for the amount
27 lawfully assessed, together with any additional cost incurred by
28 the authority by virtue of such failure to pay. The penalties
29 prescribed in this subsection shall be in addition to other
30 penalties that may be imposed by the authority as provided in

1 this chapter.

2 Section 3. Title 53 is amended by adding a section to read:

3 § 5707.1. Assessment notice and hearings.

4 (a) Notice of assessment and payment.--

5 (1) The authority shall serve notice of the assessment
6 determined pursuant to section 5707 (relating to budget and
7 assessments) to each owner by electronic mail, as provided in
8 52 Pa. Code § 1001.51(b) (relating to service by the
9 authority). The authority shall post the assessment for each
10 utility group on its Internet website.

11 (2) Except as provided in paragraph (3), an assessment
12 must be paid within 30 days of service as provided in 52 Pa.
13 Code § 1001.54(a)(4) (relating to date of service).

14 (3) The authority may provide by regulation for the
15 payment of an assessment in scheduled installments.

16 (b) Assessment hearings.--

17 (1) Within 15 days after service of notice of
18 assessment, an owner may file a petition with the authority
19 which specifically avers the reason that the assessment is
20 excessive, erroneous, unlawful or otherwise invalid. The
21 authority may prescribe filing procedures and the form for
22 the petition.

23 (2) The authority shall fix the time and place for a
24 hearing on a properly filed petition and shall serve notice
25 thereof upon parties in interest. After the conclusion of the
26 hearing, the authority shall issue a decision and findings in
27 sufficient detail to enable a court to determine, on appeal,
28 the controverted question presented by the proceeding and
29 whether proper weight was given to the evidence.

30 (3) The filing of a petition under this subsection does

1 not relieve the owner of the obligation to pay the assessment
2 within the specified time frame. If a refund due from the
3 authority to the objecting owner or an additional assessment
4 payment due from the objecting owner to the authority is
5 required, the payment must be made within ten days after
6 notice of the findings of the authority.

7 (c) Appeals.--A suit or proceeding may not be commenced or
8 maintained in a court for the purpose of restraining or delaying
9 the collection or payment of an assessment made under this
10 chapter. A person aggrieved by an order of the authority entered
11 under this section may appeal as provided in section 5705(d)
12 (relating to contested complaints).

13 Section 4. Sections 5708 and 5709 of Title 53 are amended to
14 read:

15 § 5708. [Fund] Funds.

16 (a) [Establishment] Regulatory Fund.--The Philadelphia
17 Taxicab and Limousine Regulatory Fund is established[. The fund
18 shall consist of the following accounts, which shall be kept
19 separate and not commingled:

20 (1) Taxicab Account.

21 (2) Limousine Account.

22 (3) Other accounts as determined by the authority.]

23 and AS A SPECIAL FUND IN THE STATE TREASURY. A BALANCE REMAINING <--
24 IN THE REGULATORY FUND AND PREVIOUSLY HELD BY THE AUTHORITY
25 SHALL BE TRANSFERRED TO THE SPECIAL FUND IN THE STATE TREASURY
26 UPON THE EFFECTIVE DATE OF SECTION 5710 (RELATING TO FEES). THE
27 REGULATORY FUND shall be the primary operating fund of the
28 authority for the administration and enforcement of this
29 chapter, and shall ~~operate~~ BE ADMINISTERED as follows: <--

30 (1) Except as provided in subsection (a.1), the

1 assessments, fees, penalties and other revenues, interest
2 earned by the regulatory fund, refunds and repayments related
3 to the administration and enforcement of this chapter shall
4 be deposited into the regulatory fund.

5 (2) Money deposited in the regulatory fund is reserved
6 for the use of the authority ~~for disbursement solely~~ AND <--
7 SHALL BE TRANSFERRED IN EQUAL AMOUNTS EACH MONTH BY THE STATE
8 TREASURER TO THE AUTHORITY for the purposes of administering
9 and enforcing this chapter. ~~The fund shall be held and~~ <--
10 ~~maintained by the authority as a separate fund from all other~~
11 ~~funds as provided in 53 Pa.C.S. § 5510.2 (relating to special~~
12 ~~funds in cities of the first class).~~

13 (3) Upon the effective date of this paragraph, the money
14 in the regulatory fund shall be held and maintained as
15 provided in paragraph (2).

16 (a.1) Medallion Fund.--The Philadelphia Taxicab Medallion
17 Fund is established AS A SPECIAL FUND IN THE STATE TREASURY. <--

18 (1) The consideration, revenue, fees, interest earned by
19 the medallion fund, refunds, repayments and other deposits
20 related to the sale of medallions as provided in section
21 5717(b) (relating to additional certificates and medallions),
22 shall be deposited into the medallion fund.

23 (2) Money deposited in the medallion fund is reserved
24 for the use of the authority AND SHALL BE TRANSFERRED IN <--
25 EQUAL AMOUNTS EACH MONTH BY THE STATE TREASURER TO THE
26 AUTHORITY solely for the purposes of administering and
27 enforcing taxicab regulation under this chapter. ~~The~~ <--
28 ~~medallion fund shall be held and maintained by the authority~~
29 ~~as a separate fund from all other funds as provided in 53~~
30 ~~Pa.C.S. § 5510.2 (relating to special funds in cities of the~~

1 ~~first class).~~

2 (b) [Use of funds.--Money in the fund may be used as
3 follows:

4 (1) Except as provided by subsection (c), money
5 deposited in the Taxicab Account is specifically appropriated
6 for the purposes of this chapter only as it relates to the
7 regulation of taxicabs and shall not be used for limousine
8 regulation and for any purpose not specified by this chapter.

9 (2) Except as provided by subsection (c), money
10 deposited in the Limousine Account is specifically
11 appropriated for the purposes of this chapter only as it
12 relates to the regulation of limousines and shall not be used
13 for taxicab regulation and for any purpose not specified by
14 this chapter.] (Reserved).

15 (c) [Shared regulatory expenses.--Expenses to the fund that
16 are not exclusively related to either taxicabs or limousines
17 shall be divided as follows:

18 (1) Except as provided by paragraph (2), any expense
19 incurred by the authority for the regulation of taxicabs and
20 limousines which is not exclusively related to either
21 taxicabs or limousines shall be divided and charged to both
22 the Taxicab Account and the Limousine Account in a fair and
23 equitable manner as determined by the authority.

24 (2) Any expense incurred by the authority for the
25 regulation of taxicabs and limousines which is not
26 exclusively related to either taxicabs or limousines and the
27 relative share of those costs cannot be determined shall be
28 divided in a fair and equitable manner between the Taxicab
29 Account and the Limousine Account as determined by the
30 authority, and the authority may adjust this measure from

1 time to time.] (Reserved).

2 (c.1) Audit.--The authority shall have at least one annual
3 examination of its books, accounts and records related to each
4 of the funds established by this section by a certified public
5 accountant.

6 (d) [Revenues.--All sources of revenue, including fees and
7 other revenues, interest earned by the fund, refunds, repayments
8 and other deposits, shall be credited as follows:

9 (1) All revenues exclusively related to taxicabs shall
10 be deposited in the Taxicab Account.

11 (2) All revenues exclusively related to limousines shall
12 be deposited in the Limousine Account.

13 (3) All revenues that are not exclusively related to
14 either taxicabs or limousines shall be divided in a manner
15 determined by the authority to be fair and equitable.]

16 (Reserved).

17 (e) [Borrowing from the account.--As may be necessary to
18 fulfill its duty in carrying out this chapter, the authority may
19 borrow money from one account established by this section for
20 the purpose of the other account established by this section
21 provided that the borrowed amount is repaid.] (Reserved).

22 (f) [Allocation of revenue and expenses.--The authority, at
23 its discretion, may allocate expenses and revenues to the
24 appropriate accounts.] (Reserved).

25 § 5709. [Transfer of money from fund.

26 All money in the First Class City Taxicab Regulatory Fund is
27 appropriated to the Taxicab Account under section 5708(a) (1)
28 (relating to fund) upon the effective date of this section.
29 Obligations of the First Class City Taxicab Regulatory Fund
30 shall be charged to the Taxicab Account. Revenue due to the

1 First Class City Taxicab Regulatory Fund shall be transferred
2 and deposited to the Taxicab Account.] (Reserved).

3 Section 5. Title 53 is amended by adding a section to read:
4 § 5710. Fees.

5 (a) Fees authorized.--The authority may collect fees
6 necessary for the administration and enforcement of this
7 chapter. Payment of fees may be enforced in the same manner and
8 to the extent provided for the payment of assessments under
9 section 5707 (relating to budget and assessments). Fees
10 collected under this section must be deposited into the
11 regulatory fund. The authority shall post the current fee
12 schedule on its Internet website.

13 (b) Fee schedule.--Upon the effective date of this section,
14 the following fee schedule is adopted for fiscal years ending
15 June 30, 2013, and June 30, 2014:

16 (1) A fee of \$50 to place either a medallion or
17 certificate of public convenience voluntarily out of service
18 as provided in 52 Pa. Code §§ 1011.14 (relating to voluntary
19 suspension of certificate) and 1051.13 (relating to voluntary
20 suspension of certificate).

21 (2) A fee of \$10 for a replacement of a taxicab posting
22 required by 52 Pa. Code § 1017.12(b) (relating to required
23 markings and information).

24 (3) A fee of \$200 if a check submitted to the authority
25 for payment is declined.

26 (4) For a vehicle inspection required by section 5714
27 (a) (relating to certificate and medallion required) and 52
28 Pa. Code §§ 1017.31 (relating to biannual inspections by
29 authority) and 1055.11 (relating to scheduled compliance
30 inspections) fees are as follows:

1 (i) One hundred dollars for a scheduled vehicle
2 inspection.

3 (ii) Seventy-five dollars for a scheduled inspection
4 of a wheelchair-accessible vehicle or a vehicle that
5 presents for inspection with less than 200,000 miles.

6 (iii) One hundred and twenty-five dollars for a
7 scheduled vehicle inspection after the vehicle failed two
8 authority inspections.

9 (iv) One hundred dollars for the emission inspection
10 waiver fee.

11 (v) One hundred and fifty dollars for a scheduled
12 off-site vehicle inspection as provided in 52 Pa. Code §
13 1055.12 (relating to offsite inspections).

14 (5) A fee of \$200 for the initial inspection and
15 processing of a vehicle upon entry into a taxicab service or
16 limousine service as provided in 52 Pa. Code §§ 1017.2
17 (relating to preservice inspection) and 1055.3(c) (3)
18 (relating to limousine age and mileage parameters).

19 (6) A fee of \$30 for a replacement limousine rights
20 sticker issued by the authority as provided in 52 Pa. Code §
21 1055.2 (relating to limousine rights sticker).

22 (7) A fee of \$15 for a vehicle registered as a remote
23 carrier as provided in 52 Pa. Code § 1053.43(f) (relating to
24 certain limousine requirements).

25 (8) A fee of \$2,000 or 3% of the purchase price,
26 whichever is greater, to administer the transfer of a
27 medallion or a certificate of public convenience as provided
28 in sections 5711(c) (5) (relating to power of authority to
29 issue certificates of public convenience), 5718 (relating to
30 restrictions) and 5741.1(c) (relating to power of authority).

1 (9) A fee of \$15,000 for a new centralized dispatcher
2 certificate of public convenience as provided in section
3 5711(c)(6).

4 (10) A fee of \$12,000 for a new limousine certificate of
5 public convenience for one class of limousine service and
6 \$3,000 for each additional classification of limousine
7 service as provided in sections 5741(a) (relating to
8 certificate of public convenience required) and 5741.1. The
9 fee applies to a new applicant for limousine service rights
10 in a city of the first class.

11 (11) A fee of \$6,000 for an additional limousine
12 certificate of public convenience for one class of limousine
13 service as provided in section 5741(a). The fee applies to an
14 application by a current owner of a limousine service in a
15 city of the first class.

16 (12) A fee of \$2,500 to file a protest as provided in 52
17 Pa. Code § 1003.54 (relating to protests).

18 (13) A fee of \$25 to replace a driver's certificate
19 issued under section 5706 (relating to driver certification
20 program).

21 (14) A fee of \$130 for a new driver application
22 submitted under 52 Pa. Code § 1021.5 (relating to standards
23 for obtaining a taxicab driver's certificate).

24 (15) A fee of \$100 for a new driver application
25 submitted under 52 Pa. Code § 1057.5 (relating to standards
26 for obtaining a limousine driver's certificate).

27 (16) A fee of \$500 to process and review a change to a
28 centralized dispatcher's approved colors and markings as
29 provided in 52 Pa. Code § 1019.7 (relating to name, colors
30 and markings review).

1 (17) A fee of \$1,200 for brokers registered as provided
2 in 52 Pa. Code §§ 1029.5 (relating to broker registration)
3 and 1061.1 (relating to broker registration) for initial
4 application and annual renewal.

5 (18) A fee of \$20 to process a vehicle registration
6 change.

7 (19) A fee of \$80 to review and process a driver
8 certificate renewal application as provided in section
9 5706(a) and 52 Pa. Code §§ 1011.4(f) (relating to annual
10 assessments and renewal fees) and 1051.4(c) (relating to
11 annual assessments and renewal fees).

12 (20) A fee of \$200 to file a petition seeking action by
13 the authority as provided in 52 Pa. Code § 1005.21 (relating
14 to petitions generally).

15 (21) A fee of \$75 for administrative hearing costs upon
16 determination of liability for an enforcement action as
17 provided in section 5705(a) (relating to contested
18 complaints).

19 (22) A fee of \$200 to process the return of a medallion
20 after levy by the sheriff as provided in section 5713
21 (relating to property and licensing rights).

22 Section 6. Sections 5510.2, 5711(c)(2.1) and 5718(a) of <--
23 Title 53 are amended to read:

24 § 5510.2. SPECIAL FUNDS IN CITIES OF THE FIRST CLASS. <--

25 (A) GENERAL RULE.--AN AUTHORITY, UNDER RESOLUTIONS ADOPTED
26 FROM TIME TO TIME BY THE BOARD, MAY ESTABLISH AND CREATE SUCH
27 SPECIAL FUNDS AS MAY BE FOUND DESIRABLE BY THE BOARD AND, IN AND
28 BY SUCH RESOLUTIONS, MAY PROVIDE FOR PAYMENTS INTO ALL SPECIAL
29 FUNDS FROM SPECIFIED SOURCES WITH SUCH PREFERENCES AND
30 PRIORITIES AS MAY BE DEEMED ADVISABLE AND MAY PROVIDE FOR THE

1 CUSTODY, DISBURSEMENT AND APPLICATION OF ANY MONEYS IN ANY SUCH
2 SPECIAL FUNDS CONSISTENT WITH THE PROVISIONS OF THIS CHAPTER AND
3 CONSISTENT WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES. [THE
4 AUTHORITY SHALL MAINTAIN THE PHILADELPHIA TAXICAB AND LIMOUSINE
5 REGULATORY FUND AS A SEPARATE FUND FROM ALL OTHER FUNDS.]

6 (B) APPLICABILITY.--THIS SECTION SHALL ONLY APPLY TO
7 AUTHORITIES IN CITIES OF THE FIRST CLASS.

8 § 5711. Power of authority to issue certificates of public
9 convenience.

10 * * *

11 (c) Procedure.--

12 * * *

13 (2.1) [There may be] The authority may issue no more
14 than six certificates of public convenience for non-citywide
15 call or demand service in any city of the first class,
16 subject to the exclusive jurisdiction of the authority.

17 * * *

18 § 5718. Restrictions.

19 (a) Place of transaction.--A medallion may not be sold or
20 transferred to another party unless the closing of the sales
21 transaction occurs at authority offices in the presence of a
22 designated authority staff member. The authority staff member
23 shall witness the execution of each contract of sale to evidence
24 staff presence at the execution. All contracts for the sale of
25 medallions which are not executed at authority offices and
26 witnessed by an authority staff member are void by operation of
27 law. All sales contracts shall conform to such rules and
28 regulations as the authority may prescribe. Prior to each
29 closing, the buyer of the medallion shall pay a fee [in an
30 amount to be determined] pursuant to the requirements of section

1 [5707 (relating to budget and fees)] 5710 (relating to fees).

2 * * *

3 Section 7. This act shall take effect immediately.