

107TH CONGRESS
1ST SESSION

H. R. 2546

IN THE SENATE OF THE UNITED STATES

NOVEMBER 14, 2001

Received; read twice and referred to the Committee on Commerce, Science,
and Transportation

AN ACT

To amend title 49, United States Code, to prohibit States from requiring a license or fee on account of the fact that a motor vehicle is providing interstate pre-arranged ground transportation service, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Real Interstate Driver
3 Equity Act of 2001”.

4 **SEC. 2. REGULATION OF INTERSTATE PRE-ARRANGED**
5 **GROUND TRANSPORTATION SERVICE.**

6 Section 14501 of title 49, United States Code, is
7 amended by adding at the end the following:

8 “(d) PRE-ARRANGED GROUND TRANSPORTATION.—

9 “(1) IN GENERAL.—No State or political sub-
10 division thereof and no interstate agency or other
11 political agency of 2 or more States shall enact or
12 enforce any law, rule, regulation, standard or other
13 provision having the force and effect of law requiring
14 a license or fee on account of the fact that a motor
15 vehicle is providing pre-arranged ground transpor-
16 tation service if the motor carrier providing such
17 service—

18 “(A) meets all applicable registration re-
19 quirements under chapter 139 for the interstate
20 transportation of passengers;

21 “(B) meets all applicable vehicle and intra-
22 state passenger licensing requirements of the
23 State or States in which the motor carrier is
24 domiciled or registered to do business; and

25 “(C) is providing such service pursuant to
26 a contract for—

1 “(i) travel from one State, including
2 intermediate stops, to a destination in an-
3 other State; or

4 “(ii) travel from one State, including
5 one or more intermediate stops in another
6 State, to a destination in the original
7 State.

8 “(2) MATTERS NOT COVERED.—Nothing in this
9 subsection shall be construed—

10 “(A) as subjecting taxicab service to regu-
11 lation under chapter 135 or section 31138;

12 “(B) as prohibiting or restricting an air-
13 port, train, or bus terminal operator from con-
14 tracting to provide preferential access or facili-
15 ties to one or more providers of pre-arranged
16 ground transportation service; and

17 “(C) as restricting the right of any State
18 or political subdivision of a State to require
19 that any individual operating a vehicle pro-
20 viding prearranged ground transportation serv-
21 ice originating in the State or political subdivi-
22 sion have submitted to a criminal background
23 investigation of the records of the State in
24 which the operator is domiciled, by the motor
25 carrier providing such service or by the State or

1 political subdivision by which the operator is li-
2 censed to provide such service, as a condition of
3 providing such service.”.

4 **SEC. 3. DEFINITIONS.**

5 (a) IN GENERAL.—Section 13102 of title 49, United
6 States Code, is amended—

7 (1) by redesignating paragraphs (17), (18),
8 (19), (20), (21), and (22) as paragraphs (18), (19),
9 (21), (22), (23), and (24), respectively;

10 (2) by inserting after paragraph (16) the fol-
11 lowing:

12 “(17) PRE-ARRANGED GROUND TRANSPOR-
13 TATION SERVICE.—The term ‘pre-arranged ground
14 transportation service’ means transportation for a
15 passenger (or a group of passengers) that is ar-
16 ranged in advance (or is operated on a regular route
17 or between specified points) and is provided in a
18 motor vehicle with a seating capacity not exceeding
19 15 passengers (including the driver).”; and

20 (3) by inserting after paragraph (19) (as so re-
21 designated) the following:

22 “(20) TAXICAB SERVICE.—The term ‘taxicab
23 service’ means passenger transportation in a motor
24 vehicle having a capacity of not more than 8 pas-

1 sengers (including the driver), not operated on a
2 regular route or between specified places, and that—

3 “(A) is licensed as a taxicab by a State or
4 a local jurisdiction; or

5 “(B) is offered by a person that—

6 “(i) provides local transportation for a
7 fare determined (except with respect to
8 transportation to or from airports) pri-
9 marily on the basis of the distance trav-
10 eled; and

11 “(ii) does not primarily provide trans-
12 portation to or from airports.”.

13 (b) CONFORMING AMENDMENTS.—

14 (1) MOTOR CARRIER TRANSPORTATION.—Sec-
15 tion 13506(a)(2) of title 49, United States Code, is
16 amended to read as follows:

17 “(2) a motor vehicle providing taxicab service;”.

18 (2) MINIMUM FINANCIAL RESPONSIBILITY.—
19 Section 31138(e)(2) of such title is amended to read
20 as follows:

1 “(2) providing taxicab service (as defined in
2 section 13102);”.

 Passed the House of Representatives November 13,
2001.

Attest:

JEFF TRANDAHL,

Clerk.