

Expedited Bill No. 37-05
Concerning: Taxicabs – Fees
Revised: 12/13/05 Draft No. 2
Introduced: November 8, 2005
Enacted: December 13, 2005
Executive: December 21, 2005
Effective: December 21, 2005
Sunset Date: None
Ch. 37, Laws of Mont. Co. 2005

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Transportation and Environment Committee

AN EXPEDITED ACT to:

- (1) authorize the County Council to set by resolution adopted after a public hearing certain taxicab fees charged by the Director of the Department of Public Works and Transportation;
- (2) identify the circumstances under which this type of resolution takes effect; and
- (3) generally amend the law governing fees charged to taxicab owners and drivers.

By amending

Montgomery County Code
Chapter 53, Taxicabs and Limousines
Sections 53-107 and 53-206

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Sections 53-107 and 53-206 are amended as follows:**

2 **53-107. Fees.**

3 (a) [The Director may charge fees set by regulation adopted under
4 method (2) in an amount necessary to administer this Chapter] The
5 Council may set, by resolution adopted after a public hearing, fees
6 that the Director must charge to administer this Chapter.

7 (b) Except as provided in Section 53-206, the Council must not set fees
8 that in the aggregate exceed the cost of administering this Chapter.

9 (c) A Council resolution adopted under this section takes effect if the
10 Executive:

11 (1) approves the resolution;

12 (2) disapproves the resolution within 10 days after it is adopted and
13 the Council readopts it by a vote of six Councilmembers; or

14 (2) does not act within 10 days after the Council adopts the
15 resolution.

16 **53-206. License issuance; initial fee.**

17 (a) The Director may issue a license only to a qualified applicant under this
18 Chapter. An applicant is qualified if the applicant:

19 (1) meets all requirements of this Chapter and applicable regulations;
20 and

21 (2) pays the initial license fee.

22 (b) The [Executive] Council must set the initial license fee by [regulation]
23 resolution adopted under Section 53-107. In setting the amount of the
24 fee, the [Executive] Council must consider:

25 (1) the County's interest in encouraging competition and improving
26 customer service;

27 (2) the value of the license in the private market; and

28 (3) the cost to the Department of processing applications and issuing
29 the license.

30 **Sec. 2. Transition.**

31 The fees authorized by Section 53-107 and Section 53-206 before being
32 amended by Section 1 of this Act, and in effect before this Act takes effect, must
33 remain in effect until a Council resolution takes effect as provided under Section 53-
34 107, as amended by Section 1 of this Act.

35 **Sec. 3. Expedited Effective Date.**

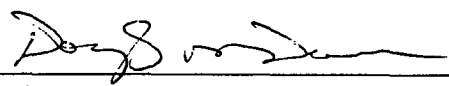
36 The Council declares that this legislation is necessary for the immediate
37 protection of the public interest. This Act takes effect on the date on which it
38 becomes law.

39 *Approved:*

40
 12/15/05

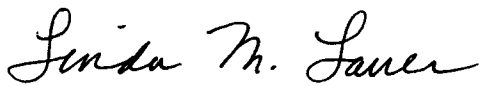
George L. Leventhal, President, County Council Date

41 *Approved:*

42
 12/21/05

Douglas M. Duncan, County Executive Date

43 *This is a correct copy of Council action.*

44
 1/6/06

Linda M. Lauer, Clerk of the Council Date