



April 7, 2008

At the meeting of the Rules and Regulations Subcommittee of the Taxicab Commission on Monday, April 10, 2008 the following resolutions and findings were adopted:

**RESOLUTION NO. 2008-XX**

ADDING RULE 5.A.10 TO THE TAXICAB/RAMPED TAXI RULES AND REGULATIONS:

**WHEREAS**, the California Superior Court, Court of Appeal, and the Worker's Compensation Insurance Ratings Bureau have repeatedly interpreted California worker's compensation laws to mean that color schemes must provide worker's compensation coverage for taxicab drivers despite drivers' status as independent contractors for tax purposes; and

**WHEREAS**, MPC § 1147.4 requires that all color schemes provide worker's compensation; and

**WHEREAS**, the Taxi Commission has enforced MPC § 1147.4 through adopting recommendations from administrative hearing officers with regards to worker's compensation; and

**WHEREAS**, the Rules and Regulations Subcommittee desires to add Rule 5.A.10 to clarify worker's compensation coverage as follows:

All Color Scheme Permit Holders shall comply with all applicable state laws and regulations concerning worker's compensation, and shall maintain a policy that covers all employees and permittees employed by or otherwise affiliated with that Color Scheme. The Taxi Commission shall strictly enforce this section and violation shall be grounds for revocation of a Color Scheme Permit.

**THEREFORE BE IT RESOLVED** the Rules and Regulations Subcommittee hereby recommends the above amendment.

**AYES:**  
**ABSENT:**

**NOES:**  
**RECUSED:**

Respectfully submitted,

Jordanna Thigpen  
Acting Executive Director