

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.*