

Sponsored By: Representative(s) Zwonitzer, Biteman,
Blackburn, Blake, Kinner, Lindholm, Paxton,
Pelkey, Schwartz, Walters and Wilson and
Senator(s) Ellis, Pappas and Rothfuss

AN ACT relating to motor vehicles; establishing requirements for transportation network companies, including driver requirements and disclosure requirements; providing exclusions for transportation network companies and drivers; specifying insurance requirements for transportation network companies and transportation network company drivers; authorizing related insurance policy exclusions; superseding local government regulations which conflict with this act; conforming provisions; and providing for an effective date.

1/4/2017 Bill Number Assigned
1/9/2017 H Received for Introduction
1/12/2017 H Introduced and Referred to H07 - Corporations
1/18/2017 H07 - Corporations:Recommend Amend and Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Blackburn, Byrd, Edwards, Eyre, Furphy,
Lindholm, Lone, Sweeney, Zwonitzer

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/18/2017 H Placed on General File

HB0080HS001/ADOPTED

Page 1-line 9 Delete "providing".
Page 1-line 10 Delete "rulemaking authority;".
Page 4-lines 5 and 6 Delete entirely and insert "corporation,
partnership, sole proprietorship or other
entity which operates pursuant to this chapter
and uses a digital network to connect
transportation network company riders to
transportation network company drivers who
provide prearranged rides. A transportation
network company shall not be deemed to control,
direct or manage the personal vehicles or
transportation network company drivers that
connect to its digital network, except where
agreed to by written contract;".
Page 7-line 17 After "individual" delete balance of line.
Page 7-line 18 Delete "W.S. 7-19-106(a)" insert "that shall
include review of a multistate or
multijurisdiction criminal records locator or
other similar commercial nationwide database
with primary source search validation".
Page 7-line 20 After "the" delete balance of line.
Page 7-line 21 Delete "registry" insert "United States
department of justice's national public sex
offender website".
Page 10-line 3 Delete "The insurance".
Page 10-lines 4 and 5 Delete entirely.
Page 10-line 15 Delete "the transportation".

Page 10-lines 16 through 19 Delete entirely and insert: "insurance maintained by a transportation network company shall provide the coverage required by this section beginning with the first dollar of a claim and the transportation network company's insurer shall have the duty to defend such claim."

Page 11-after line 4 Insert:
 "(h) Insurance satisfying the requirements of this section shall be deemed to satisfy the financial responsibility requirement of a motor vehicle under the Motor Vehicle Safety-Responsibility Act."

Page 11-line 6 Delete "(h)" insert "(j)".

Page 11-line 19 Delete "(j)" insert "(k)".

Page 12-line 3 Delete "potentially".

Page 14-line 5 Delete "prelude" insert "preclude".

Page 15-line 13 Delete "and".

Page 15-line 18 Delete "." insert "; and".

Page 15-After line 18 Insert:
 "(iii) That if the vehicle to be used to provide a prearranged ride has a lien against it, the driver has a duty to notify the lienholder that the driver will use the vehicle for transportation services that may violate the terms of a contract with the lienholder. The driver shall disclose to the lienholder all insurance coverage information provided to the driver by the transportation network company pursuant to this section and the driver shall maintain proof that notice has been sent to the lienholder."

Page 18-line 5 After "chapter" insert "including W.S. 39-15-103(a) (i) (D)"; before "No" insert "Except as provided by this section,".

Page 18-line 15 After "W.S." delete balance of line.

Page 18-line 16 Delete "paragraph (xxvii),".

Page 18-lines 19 and 20 Delete entirely.

Page 19-lines 1 through 8 Delete entirely. LINDHOLM, VICE CHAIRMAN

HB0080HW001/FAILED

Page 1-line 9 After "act;" insert "exempting airports;".

Page 18-line 2 Before "Notwithstanding" insert "(a)".

Page 18-after line 13 Insert:
 "(b) No provision of this chapter shall be construed to limit the rights and powers of a commercial service airport, as defined in 49 U.S.C. Section 47102, to do any of the following:
 (i) Regulate the operation of motor vehicles on the airport's premises in accordance with rule, regulations and policies adopted for the orderly use of the airport;
 (ii) Establish, alter and collect rate, fees, rental payments or other charges for the use of the airport's services and facilities.". GIERAU, SWEENEY, BYRD

1/19/2017 H COW:Passed

HB0080H2001/ADOPTED

Page 8-line 9 Delete "provides".

Page 8-line 10 Delete "prearranged rides" insert "is a transportation network company driver or otherwise uses a vehicle to transport riders for compensation". LINDHOLM

1/20/2017 H 2nd Reading:Passed
1/23/2017 H 3rd Reading:Laid Back

HB0080H3001/ADOPTED

Page 18-line 5 In the standing committee amendment
(HB0080HS001/A) to this line, after "39-15-
103(a)(i)(D)" insert "and 39-15-106(k)".
ZWONITZER

1/24/2017 H 3rd Reading:Passed 52-6-2-0-0

ROLL CALL

Ayes: Representative(s) Baker, Barlow, Biteman, Blackburn, Blake,
Bovee, Brown, Byrd, Clausen, Clem, Connolly, Court, Crank, Dayton,
Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Gray, Haley, Hallinan,
Halverson, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen,
Laursen, Lindholm, Lone, Loucks, MacGuire, Madden, Miller, Nicholas,
Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall,
Salazar, Schwartz, Sommers, Walters, Wilson, Winters, Zwonitzer

Nays: Representative(s) Allen, Burkhart, Edwards, Jennings, Steinmetz,
Sweeney

Excused: Representative(s) Greear, McKim

Ayes 52 **Nays** 6 **Excused** 2 **Absent** 0 **Conflicts** 0

1/26/2017 S Received for Introduction
2/6/2017 S Introduced and Referred to S08 - Transportation
2/6/2017 Rerefer to S07 - Corporations
2/14/2017 S07 - Corporations:Recommend Amend and Do Pass 4-0-1-0-0

ROLL CALL

Ayes: Senator(s) Case, Nethercott, Pappas, Scott

Excused: Senator Agar

Ayes 4 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/14/2017 S Placed on General File

HB0080SS001/ADOPTED

(TO ENGROSSED COPY)

Page 4-line 19 After ";" insert "and".
Page 8-line 7 After ";" insert "and".
Page 17-line 1 After "contractor" insert ", not subject to the
Wyoming Worker's Compensation Act".

Page 18-after line 21 Insert:

"(e) Neither a transportation network company nor a driver shall
include services performed:

(i) In the employ of a state, or any political subdivision of
the state, or in the employ of an Indian tribe or any instrumentality
of a state, any political subdivision of a state or any Indian tribe
that is wholly owned by one or more states or political subdivisions or
Indian tribes, provided that the service is excluded from employment as
defined in the Federal Unemployment Tax Act, 26 U.S.C. §§ 3301 and
3306(c)(7).

(ii) In the employ of a religious, charitable, educational or
other organization that is excluded from employment as defined in the
Federal Unemployment Tax Act, 26 U.S.C. §§ 3301 through 3311, solely by
reason of 26 U.S.C. § 3306(c)(8)". CASE, CHAIRMAN

HB0080SW001/ADOPTED

(TO ENGROSSED COPY)

Page 18-after line 21 Insert:

"(e) Notwithstanding W.S. 31-20-111, nothing in this chapter limits the ability of a public airport or its governing body to enter into an operating agreement with a transportation network company providing access to a public airport.". ELLIS

HB0080SW002/FAILED

(TO ENGROSSED COPY)

(CORRECTED COPY)

Delete the Ellis committee of the whole amendment (HB0080SW001/AE) entirely and further amend as follows:

Page 18-after line 21 Insert:

"(e) Nothing in this chapter limits the ability of a public airport or its governing body from requiring an operating agreement regarding entry, pick-up and drop-off with a transportation network company providing access to that public airport.". CHRISTENSEN

2/22/2017 S COW:Passed

2/23/2017 S 2nd Reading:Passed

HB0080S3001/ADOPTED

(TO ENGROSSED COPY)

Page 18-after line 21 In the Ellis committee of the whole amendment (HB0080SW001/AE) to this line, delete "Notwithstanding W.S. 31-20-111, nothing" insert "Nothing"; delete "access to a public airport" insert: "access to that public airport. A public airport with more than ninety thousand (90,000) annual enplanements in the previous calendar year, as reported by the federal aviation administration, may require an operating agreement regarding entry, pick-up and drop-off with a transportation network company providing access to that public airport.". ELLIS

2/24/2017 S 3rd Reading:Passed 26-0-4-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Meier, Moniz, Nethercott, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator(s) Christensen, Kinskey, Landen, Pappas

Ayes 26 **Nays** 0 **Excused** 4 **Absent** 0 **Conflicts** 0

2/24/2017 H Received for Concurrence

2/27/2017 H Concur:Passed 36-24-0-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blake, Bovee, Brown, Burkhart, Byrd, Connolly, Dayton, Eklund, Flitner, Freeman, Furphy, Gierau, Greear, Haley, Halverson, Harshman, Henderson, Hunt, Kinner, Kirkbride, Loucks, MacGuire, Madden, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Pownall, Schwartz, Sweeney, Walters, Wilson, Zwonitzer

Nays: Representative(s) Allen, Baker, Biteman, Blackburn, Clausen, Clem, Court, Crank, Edwards, Eyre, Gray, Hallinan, Jennings, Larsen, Laursen, Lindholm, Lone, McKim, Miller, Piiparinen, Salazar, Sommers, Steinmetz, Winters

Ayes 36 **Nays** 24 **Excused** 0 **Absent** 0 **Conflicts** 0

2/27/2017 Assigned Number HEA No. 0084
2/28/2017 H Speaker Signed HEA No. 0084
2/28/2017 S President Signed HEA No. 0084
3/6/2017 Governor Signed HEA No. 0084
3/6/2017 Assigned Chapter Number

Chapter No. 132 Session Laws of Wyoming 2017