

HB 2233 -- TRANSPORTATION NETWORK COMPANIES

SPONSOR: May

This bill authorizes a transportation network company (TNC) who holds a valid permit issued by the state and continuously meets specified requirements to operate in Missouri. The TNC may charge a fee for its service if the fee meets specified requirements.

The bill requires every TNC to obtain a permit from the Department of Revenue and pay the department a nonrefundable application fee of \$5,000 before operating in Missouri. The department must create an application form for a permit and renewal of a permit. The form must include certain information.

A TNC and its drivers must maintain primary automobile insurance that meets specified requirements, including that the insurance recognizes that the driver is a TNC driver or used a vehicle to transport passengers for compensation and specific requirements for while the driver is engaged in TNC service. If the insurance maintained by the driver has lapsed or does not provide the required coverage, insurance maintained by the TNC will provide coverage beginning with the first dollar of a claim and will provide the defense of the claim. A TNC driver must carry proof of coverage at all times during use of a vehicle in connection with a TNC's online-enabled application or platform and upon request, must disclose to certain parties whether the driver was logged on or off of the TNC's online-enabled application or platform at the time of an accident.

Before any vehicle is used in connection with a TNC's online-enabled application or platform, a driver must notify the insurer of the vehicle and any lien holder of the driver's intent to use the vehicle in such a manner. The TNC must also disclose certain information in writing to any potential driver before the driver provides TNC service.

Automobile Insurers in the state may exclude coverage under the policy issued to an owner or operator of a personal vehicle for any loss that occurs while the driver is logged in to a TNC's online-enabled application or platform or while providing TNC service. An insurer who excludes coverage has no duty to defend or indemnify any claim expressly excluded. In a claims coverage investigation or accident, the driver, TNC, any insurer potentially involved, and other directly involved parties must exchange specific information as specified in the bill.

A TNC must require a driver to have their vehicles inspected annually to meet safety requirements. The TNCs application or

platform must provide customers with specific information after a ride request is accepted and must maintain certain records regarding service provided and the drivers employed by the TNC.

Before employing a driver, the TNC must require the individual to submit an application containing certain information, conduct a background check, and review the applicant's driving record. The TNC must confirm a driver continues to meet the requirements every 5 years.

A TNC company will not allow anyone to act as a TNC driver if he or she has more than three moving violations or one major violation in the past three years, has been convicted of any enumerated crimes in the past seven years, is on the National Sex Offender Registry, does not possess a driver's license, does not have proof of vehicle registration or automobile liability insurance, or is not at least 19 years old.