

SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 130

AN ACT

To repeal sections 67.1809 and 67.1819, RSMo, and to enact in lieu thereof twenty-nine new sections relating to passenger transportation companies, with penalty provisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

1 Section A. Sections 67.1809 and 67.1819, RSMo, are
2 repealed and twenty-nine new sections enacted in lieu thereof, to
3 be known as sections 67.1809, 67.1819, 387.400, 387.402, 387.404,
4 387.406, 387.407, 387.408, 387.410, 387.412, 387.414, 387.416,
5 387.418, 387.419, 387.420, 387.422, 387.424, 387.425, 387.426,
6 387.427, 387.428, 387.430, 387.432, 387.433, 387.434, 387.436,
7 387.438, 387.439, and 387.440, to read as follows:

8 67.1809. 1. The regional taxicab commission established
9 under section 67.1804 may license, supervise, and regulate any
10 person who engages in the business of transporting passengers in
11 commerce, wholly within the regional taxicab district established
12 in section 67.1802, in any motor vehicle designed or used to
13 transport not more than eight passengers, including the driver.

1 The powers granted to the regional taxicab commission under this
2 section shall apply to the motor vehicles described in this
3 subsection and to the persons owning or operating those vehicles:

4 (1) Whether or not the vehicles are equipped with a
5 taximeter or use a taximeter; and

6 (2) Whether the vehicles are operated by a for-hire motor
7 carrier of passengers or by a private motor carrier of passengers
8 not for hire or compensation.

9 2. This section shall apply, notwithstanding any provisions
10 of this chapter or of subsection 2 of section 390.126 to the
11 contrary, except that the vehicles described in subsection 1 of
12 this section, and the operators of such vehicles, shall be
13 licensed, supervised, and regulated by the state highways and
14 transportation commission, as provided under section 226.008,
15 instead of the regional taxicab commission, whenever:

16 (1) Such motor vehicles transport passengers within the
17 district in interstate commerce, and those interstate operations
18 are subject to the powers of the state highways and
19 transportation commission under section 226.008;

20 (2) Such motor vehicles are operated exclusively by a
21 not-for-profit corporation or governmental entity, whose
22 passenger transportation within the regional taxicab district is
23 subsidized, wholly or in part, with public transit funding
24 provided by the state highways and transportation commission, the
25 Federal Transit Administration, or both;

26 (3) Such vehicles transport one or more passengers on the
27 public highways in a continuous journey from a place of origin
28 within the regional taxicab district to a destination outside the

1 district, or from a place of origin outside the district to a
2 destination within the district, either with or without a return
3 trip to the point of origin. Such continuous transportation of
4 passengers between points within and without the district is
5 subject to regulation by the state highways and transportation
6 commission, even if the journey includes temporary stops at one
7 or more intermediate destinations within the boundaries of the
8 district.

9 3. The provisions of subdivision (3) of subsection 2 of
10 this section shall not limit the powers of the regional taxicab
11 commission under this section to license, supervise, and regulate
12 the transportation of any passenger whose journey by motor
13 vehicle takes place wholly within the regional taxicab district,
14 even if transported on the same vehicle with other passengers
15 whose transportation, both within and without the boundaries of
16 the district, is subject to the exclusive powers of the state
17 highways and transportation commission. A motor carrier or
18 driver who transports passengers subject to the powers of the
19 regional taxicab commission, under subsection 1 of this section,
20 on the same vehicle with passengers whose transportation is
21 subject to the powers of the state highways and transportation
22 commission, under subsection 2 of this section, shall comply with
23 all applicable requirements of the regional taxicab commission
24 and with all applicable requirements of the state highways and
25 transportation commission.

26 4. No provision within this chapter shall be interpreted or
27 construed as limiting the powers of the state highways and
28 transportation commission and its enforcement personnel, the

1 state highway patrol and its officers and personnel, or any other
2 law enforcement officers or peace officers to enforce any safety
3 requirements or hazardous materials regulations made applicable
4 by law to the motor vehicles, drivers, or persons that own or
5 operate any motor vehicles described in this section.

6 5. Every individual person, partnership, or corporation
7 subject to licensing, regulation, and supervision by the regional
8 taxicab commission under this section, with reference to any
9 transportation of passengers by a motor vehicle previously
10 authorized by a certificate or permit issued by the state
11 highways and transportation commission under section 390.051 or
12 390.061, which certificate or permit was in active status and not
13 suspended or revoked on August 27, 2005, according to the records
14 of the state highways and transportation commission, is hereby
15 deemed to be licensed, permitted, and authorized by the regional
16 taxicab commission, and the vehicles and drivers used by such
17 motor carriers are hereby deemed to be licensed, permitted, and
18 authorized by the regional taxicab commission to operate and
19 engage in the transportation of passengers within the regional
20 taxicab district, to the same extent as they formerly were
21 licensed, permitted, and authorized by the highways and
22 transportation commission on August 27, 2005. Such motor
23 carriers, drivers, and vehicles shall be exempted from applying
24 for any license, certificate, permit, or other credential issued
25 or required by the regional taxicab commission under sections
26 67.1800 to 67.1822, except that the regional taxicab commission
27 may, after December 31, 2005, require such motor carriers and
28 drivers to apply and pay the regular fees for annual renewals of

1 such licenses, permits, certificates, or other credentials under
2 uniform requirements applicable to all motor carriers, vehicles,
3 and drivers operating within the regional taxicab district.

4 6. Nothing in sections 67.1800 to 67.1822 shall be
5 construed as granting the regional taxicab commission the
6 authority to license, supervise, or regulate medical
7 transportation.

8 67.1819. [1. The commission with the passage of a taxicab
9 code shall request a Missouri criminal record review for a
10 prospective or current driver from the central repository by
11 furnishing information on forms and in the manner approved by the
12 highway patrol.

13 2. The prospective or current driver shall submit two sets
14 of fingerprints to the Missouri state highway patrol, Missouri
15 criminal records repository, for the purpose of checking the
16 person's criminal history. The first set of fingerprints shall
17 be used to search the Missouri criminal records repository and
18 the second set shall be submitted to the Federal Bureau of
19 Investigation to be used for searching the federal criminal
20 history files.

21 3. The prospective or current driver shall pay the
22 appropriate fee to the state central repository payable to the
23 criminal record system fund and pay the appropriate fee
24 determined by the Federal Bureau of Investigation for the federal
25 criminal history record when applying for or renewing a license.

26 4. Any criminal history information received by the
27 commission pursuant to the provisions of this section shall be
28 used solely for the internal purposes of the commission in

1 determining the suitability of the prospective or current driver.
2 The dissemination of criminal history information from the
3 Federal Bureau of Investigation beyond the authorized or related
4 governmental entity is prohibited. All criminal record check
5 information shall be confidential and any person who discloses
6 the information beyond the scope allowed is guilty of a class A
7 misdemeanor] Notwithstanding any other provision of law, the
8 commission shall establish in the taxicab code promulgated
9 pursuant to section 67.1812 a criminal background check policy
10 that applies to each prospective and current driver.

11 387.400. As used in sections 387.400 to 387.440 the
12 following terms mean:

13 (1) "Department", the Missouri department of revenue;

14 (2) "Digital network", any online-enabled technology
15 application, website, or system offered or utilized by a
16 transportation network company that enables the prearrangement of
17 rides with transportation network company drivers;

18 (3) "Prearranged ride", the provision of transportation by
19 a TNC driver to a rider, beginning when a TNC driver accepts a
20 ride requested by a rider through a digital network controlled by
21 a transportation network company, continuing while the TNC driver
22 transports a requesting rider, and ending when the last
23 requesting rider departs from the TNC vehicle. A prearranged
24 ride shall not include:

25 (a) Transportation provided using a taxi, limousine, or
26 other for-hire vehicle under chapter 390; or

27 (b) A shared expense carpool or vanpool arrangement or
28 service;

1 (4) "Transportation network company" or "TNC", a
2 corporation, partnership, sole proprietorship, or other entity
3 that is licensed pursuant to sections 387.400 to 387.440 and
4 operating in the state of Missouri, that uses a digital network
5 to connect TNC riders to TNC drivers who provide prearranged
6 rides. A TNC shall not be deemed to own, control, direct,
7 operate, or manage the TNC vehicles or TNC drivers that connect
8 to its digital network, except where agreed to by written
9 contract;

10 (5) "Transportation network company (TNC) driver" or
11 "driver", an individual who:

12 (a) Receives connections to potential riders from a
13 transportation network company in exchange for payment of a fee
14 to the transportation network company; and

15 (b) Uses a TNC vehicle to offer or provide a prearranged
16 ride to riders upon connection through a digital network
17 controlled by a transportation network company in return for
18 compensation;

19 (6) "Transportation network company (TNC) rider" or
20 "rider", an individual or persons who use a TNC's digital network
21 to connect with a TNC driver who provides prearranged rides to
22 the rider in the TNC driver's TNC vehicle between points chosen
23 by the rider;

24 (7) "Transportation network company (TNC) vehicle" or "TNC
25 vehicle", a vehicle that is used by a transportation network
26 company driver and is:

27 (a) Owned, leased, or otherwise authorized for use by the
28 TNC driver; and

1 (b) Not a taxicab, limousine, or for-hire vehicle under
2 chapter 390.

3 387.402. Notwithstanding any other provision of law, TNCs
4 and TNC drivers shall not be considered common carriers, contract
5 carriers, or motor carriers, as defined in section 390.020, a
6 taxicab, as defined in section 390.020, a taxicab service or
7 association, or a for-hire vehicle service. A TNC driver shall
8 not be required to register the vehicle such driver uses to
9 provide prearranged rides as a commercial or for-hire vehicle.

10 387.404. 1. Beginning on August 28, 2017, a person shall
11 not operate a TNC in the state of Missouri without first having
12 obtained a license from the department.

13 2. The department shall issue a license to each applicant
14 who:

15 (1) Meets the requirements for a TNC set forth in sections
16 387.400 to 387.440; and

17 (2) Pays an annual license fee of five thousand dollars to
18 the department. This annual fee shall cover all transportation
19 network company drivers affiliated with the transportation
20 network company, and no per driver or per vehicle fee shall be
21 assessed.

22 387.406. A TNC shall maintain an agent for service of
23 process in the state of Missouri.

24 387.407. TNCs and TNC drivers shall comply with the
25 provisions of sections 379.1700 to 379.1708.

26 387.408. On behalf of a TNC driver, a TNC may charge a fare
27 for the services provided to riders; provided that, if a fare is
28 collected from a rider, the TNC shall disclose to the rider the

1 fare, or fare structure on its website or on its digital network.
2 If the fare is based on actual time and distance traveled, the
3 TNC on its website shall also provide riders with the applicable
4 time and distance rates being charged and the option to receive
5 an estimated fare before the rider enters the TNC vehicle.

6 387.410. The TNC's digital network shall display a picture
7 of the TNC driver and the license plate number of the motor
8 vehicle utilized for providing the prearranged ride before the
9 rider enters the TNC driver's vehicle.

10 387.412. Within a reasonable period of time following the
11 completion of a trip, a TNC shall transmit an electronic receipt
12 to the TNC rider on behalf of the TNC driver that lists:

13 (1) The origin and destination of the trip;

14 (2) The total time and distance of the trip, if the fare is
15 based on actual time and distance traveled; and

16 (3) The total fare paid, if any.

17 387.414. Except as provided in section 387.433, all TNC
18 drivers shall be independent contractors and not employees of the
19 TNC if all of the following conditions are met:

20 (1) The TNC does not prescribe specific hours during which
21 a TNC driver must be logged into the TNC's digital network;

22 (2) The TNC imposes no restrictions on the TNC driver's
23 ability to utilize digital networks from other TNCs;

24 (3) The TNC does not restrict a TNC driver from engaging in
25 any other occupation or business; and

26 (4) The TNC and TNC driver agree in writing that the driver
27 is an independent contractor with respect to the TNC.

28 387.416. Except when agreed to by written contract, a

1 transportation network company driver is not an agent of a
2 transportation network company.

3 387.418. 1. A transportation network company shall
4 implement a zero tolerance intoxicating substance policy for
5 transportation network company drivers that disallows any amount
6 of intoxication of the transportation network company driver
7 while providing transportation network services. The TNC shall
8 provide notice of the zero tolerance policy on its website, as
9 well as procedures to report a complaint about a driver with whom
10 a rider was matched and whom the rider reasonably suspects was
11 under the influence of drugs or alcohol during the course of the
12 trip.

13 2. Upon receipt of such rider complaint alleging a
14 violation of the zero tolerance policy, the TNC shall suspend
15 such TNC driver's ability to accept trip requests through the
16 TNC's digital network as soon as possible, and shall conduct an
17 investigation into the reported incident. The suspension shall
18 last the duration of the investigation.

19 3. The TNC shall maintain records relevant to the
20 enforcement of this requirement for a period of at least two
21 years from the date that a rider complaint is received by the
22 TNC.

23 387.419. A TNC shall, prior to providing a TNC driver with
24 access to the TNC's digital network, notify such driver that he
25 or she may have a contractual obligation to include the TNC as a
26 loss payee on the driver's motor vehicle insurance policy
27 required to be carried under chapter 303. The TNC driver, once
28 notified, shall take any steps necessary to satisfy the

1 requirements of such driver's insurance contract.

2 387.420. 1. Before allowing an individual to accept trip
3 requests through a TNC's digital network, the TNC shall:

4 (1) Require the individual to register with the TNC by
5 submitting information regarding his or her address, age,
6 driver's license, motor vehicle registration, automobile
7 liability insurance, and other information required by the TNC;

8 (2) Conduct, or have a third party conduct, a local and
9 national criminal background check for each applicant that shall
10 include:

11 (a) Multi-state/multi-jurisdiction criminal records locator
12 or other similar commercial nationwide database with validation,
13 also known as a primary source search; and

14 (b) United States Department of Justice National Sex
15 Offender public website; and

16 (c) Obtain and review, or have a third party obtain and
17 review, a driving history research report for such individual.

18 2. The TNC shall not permit an individual to act as a TNC
19 driver on its digital network who:

20 (a) Has had more than three moving violations in the prior
21 three-year period, or one violation in the prior three-year
22 period resulting in assessment of six or more points pursuant to
23 section 302.302, including, but not limited to driving on a
24 suspended or revoked license;

25 (b) Has been convicted, within the past five years, of a
26 first violation of section 577.010 or 577.012, a violation of
27 section 304.012, or resisting or interfering with arrest where
28 the conviction results in a class A misdemeanor;

1 (c) Has been convicted, within the past seven years, of a
2 second or subsequent violation of section 577.010 or 577.012,
3 fraud, a sexual offense, resisting or interfering with arrest
4 where the conviction results in a class E felony, use of a motor
5 vehicle to commit a felony, an offense involving property damage,
6 theft, an act of violence, or an act of terror;

7 (d) Is a match in the United States Department of Justice
8 National Sex Offender public website;

9 (e) Does not possess a valid driver's license;

10 (f) Does not possess proof of registration for the motor
11 vehicle or vehicles used to provide prearranged rides;

12 (g) Does not possess proof of automobile liability
13 insurance for the motor vehicle or vehicles used to provide
14 prearranged rides; or

15 (h) Is not at least nineteen years of age.

16 3. A TNC driver who is qualified to accept trip requests
17 through a TNC's digital network pursuant to this section shall
18 not be required to obtain any other state or local license or
19 permit to provide prearranged rides.

20 387.422. A TNC shall not allow a TNC driver to accept trip
21 requests through the TNC's digital network unless any motor
22 vehicle or vehicles that a TNC driver will use to provide
23 prearranged rides meets the inspection requirements of section
24 307.350.

25 387.424. A TNC driver shall not solicit or accept street
26 hails.

27 387.425. All TNCs shall adopt a privacy policy to protect
28 the personal identifying information of TNC riders. The privacy

1 policy shall:

2 (1) Include provisions regarding the disclosure of personal
3 identifying information learned through a complaint or during the
4 course of an investigation;

5 (2) Be consistent with all applicable state and federal
6 laws; and

7 (3) Be submitted to the department as part of the
8 application for a license.

9 387.426. 1. A TNC shall adopt a policy of
10 nondiscrimination with respect to riders and potential riders and
11 notify TNC drivers of such policy.

12 2. TNC drivers shall comply with all applicable laws
13 regarding nondiscrimination against riders or potential riders.

14 3. TNC drivers shall comply with all applicable laws
15 relating to accommodation of service animals.

16 4. A TNC shall not impose additional charges for providing
17 services to persons with physical disabilities because of those
18 disabilities.

19 387.427. No TNC may discriminate against a TNC driver in a
20 way prohibited by the Missouri Constitution or the Constitution
21 of the United States.

22 387.428. A TNC shall maintain the following customer
23 records:

24 (1) Individual trip records of riders for at least one year
25 from the date each trip was provided; and

26 (2) Individual records of TNC drivers at least until the
27 one year anniversary of the date on which a TNC driver's
28 relationship with the TNC has ended.

1 387.430. 1. Notwithstanding any other provision of law,
2 TNCs and TNC drivers are governed exclusively by sections 387.400
3 to 387.440 and any rules promulgated by the department consistent
4 with sections 387.400 to 387.440. No municipality or other local
5 or state entity may impose a tax on, or require a license for, a
6 TNC, a TNC driver, or a vehicle used by a TNC driver where such
7 tax or license relates to providing prearranged rides, or subject
8 a TNC to the municipality or other local or state entity's rate,
9 entry, operational, or other requirements. Upon the enactment of
10 this section, any municipality or other local entity's ordinance
11 or policy that is inconsistent with sections 387.400 to 387.440
12 shall be void and shall have no force or effect.

13 2. Nothing in this section shall prohibit an income tax
14 imposed by the state or an earnings tax.

15 3. The department of revenue may promulgate all necessary
16 rules and regulations for the administration of sections 387.400
17 to 387.440. Any rule or portion of a rule, as that term is
18 defined in section 536.010 that is created under the authority
19 delegated in sections 387.400 to 387.440 shall become effective
20 only if it complies with and is subject to all of the provisions
21 of chapter 536, and, if applicable, section 536.028. Sections
22 387.400 to 387.440 and chapter 536 are nonseverable and if any of
23 the powers vested with the general assembly pursuant to chapter
24 536, to review, to delay the effective date, or to disapprove and
25 annul a rule are subsequently held unconstitutional, then the
26 grant of rulemaking authority and any rule proposed or adopted
27 after August 28, 2017, shall be invalid and void.

28 4. (1) Subject to subdivision (2) of this subsection,

1 nothing in sections 387.400 to 387.440 shall restrict or limit an
2 airport from:

3 (a) Charging reasonable fees for the use of the airport or
4 its facilities, provided that the fee is not assessed on a per-
5 passenger basis. Nothing in this section shall prohibit an
6 airport from charging reasonable pickup or dropoff fees; or

7 (b) Establishing operating procedures regarding staging,
8 the dropping-off or picking-up of passengers at the airport, or
9 use of airport facilities.

10 (2) An airport shall not impose any regulatory or licensing
11 requirement that is additional to or inconsistent with the
12 requirements described in sections 387.400 to 387.440, including
13 requirements for background checks or trade dress. A TNC shall
14 enter into an agreement with, or otherwise obtain authorization
15 from, an airport prior to allowing TNC drivers to pick up
16 passengers at the airport.

17 387.432. Except as described in section 387.433,
18 transportation network companies shall not be considered
19 employers of transportation network company drivers for purposes
20 of chapters 285, 287, 288, and 290, except when agreed to by
21 written contract. If the parties agree to the applicability of
22 one or more of such chapters in a written contract, the
23 transportation network company shall notify the appropriate
24 agency of the election to cover the driver. If the parties
25 subsequently change this election, the transportation network
26 company shall notify the appropriate agency of the change.

27 387.433. The provisions of sections 387.414 and 387.432
28 shall not apply to entities described in section 501(c)(3) of the

1 Internal Revenue Code, state or local government entities, or
2 federally recognized Indian tribes.

3 387.434. Notwithstanding any other provision of law,
4 sections 67.1800 to 67.1822 shall not apply to transportation
5 network companies, transportation network drivers, or
6 transportation network services.

7 387.436. 1. Upon receipt of information that a TNC driver
8 has been convicted of a violation of section 577.010 or 577.012,
9 fraud, a sexual offense, use of a motor vehicle to commit a
10 felony, an offense involving property damage, theft, an act of
11 violence, or an act of terror, or no longer maintains the minimum
12 motor vehicle financial responsibility required to be carried
13 under chapter 303, a TNC shall immediately revoke such driver's
14 ability to accept trip requests through the TNC's digital
15 platform, and as soon as practicable, notify the department of
16 the TNC driver's name, license number, and license plate number.

17 2. Upon receipt of information that a TNC driver has been
18 involved in a traffic accident or incident that results in
19 serious bodily injury or a fatality, a TNC shall notify the
20 department of the driver's name, license number, and license
21 plate number.

22 3. The department shall develop and implement a process to
23 provide any information received under subsections 1 and 2 of
24 this section to all other TNCs licensed in this state.

25 4. Notwithstanding any other provision of law, any
26 information provided to the department under this section shall
27 be exempt from disclosure under chapter 610.

28 387.438. 1. Notwithstanding any other provision of law,

1 the department shall not require an individual who uses a motor
2 vehicle with a gross vehicle weight that is less than or equal to
3 twelve thousand pounds for the purpose of providing
4 transportation services as a TNC driver or taxicab driver, or for
5 the purpose of providing food delivery services, as defined in
6 subsection 2 of this section, to obtain any license other than a
7 class F license, as described in Missouri code of state
8 regulations section 10-24.200(6).

9 2. As used in this section, "food delivery services" shall
10 mean the delivery of prepared food, as defined in section
11 192.081, by an individual, including a fast food restaurant,
12 delicatessen, or other facility that is engaged in the selling of
13 food for consumption off the premises of the facility.

14 3. The department shall promulgate or amend any regulations
15 of the department necessary to implement this section as soon as
16 practicable after the effective date of this section.

17 387.439. 1. (1) A TNC shall not deny or manipulate access
18 to its digital network or engage in any deceptive, manipulative,
19 or coordinated practice to evade a law enforcement entity,
20 including by canceling a ride request by a rider or prospective
21 rider relating to association with a law enforcement entity.

22 (2) A first violation of this subsection shall be
23 punishable by a fine of fifty thousand dollars. A second
24 violation of this subsection shall be punishable by a fine of one
25 hundred fifty thousand dollars. A third or subsequent violation
26 of this subsection shall be punishable by a fine of three hundred
27 thousand dollars.

28 2. A TNC shall not produce or operate, or allow to be

1 produced or operated, any digital network or similar technology
2 that falsely displays the number of TNC vehicles available to
3 provide prearranged rides for the purpose of misleading riders or
4 potential riders about the number of TNC vehicles available to
5 provide such rides.

6 3. A TNC shall not use geographic location or geolocation
7 data of a rider or prospective rider for the purpose of excluding
8 certain areas on the basis of the income, racial, or ethnic
9 composition of such area.

10 4. A violation of this section shall be punishable by a one
11 month suspension of the TNC's license.

12 387.440. 1. For the sole purpose of verifying that a TNC
13 is in compliance with the requirements of sections 387.400 to
14 387.440, and no more than twice per calendar year, any home rule
15 city with more than four hundred thousand inhabitants and located
16 in more than one county, and the regional taxicab commission
17 established pursuant to section 67.1804, shall have the right to
18 inspect a sample of up to ten records that the TNC is required to
19 maintain. The sample shall be chosen from an anonymous list
20 provided by the TNC to an appropriately designated municipal
21 official or to the executive director of the regional taxicab
22 commission, as applicable, and in a manner agreeable to both
23 parties. After selecting the sample of ten unique records from
24 the anonymous list, the TNC shall provide sufficient identifying
25 account details so that the municipal official or executive
26 director can conduct an audit to determine the TNC's compliance
27 with existing regulations. The audit shall take place at a
28 mutually agreed location in Missouri.

1 2. Any home rule city with more than four hundred thousand
2 inhabitants and located in more than one county, and the regional
3 taxicab commission, may charge each TNC up to five thousand
4 dollars per year to cover the costs incurred for the review of
5 the records. The amount collected shall not exceed the costs of
6 compliance.

7 3. In response to a specific complaint alleging criminal
8 allegations against any TNC driver or TNC, any home rule city
9 with more than four hundred thousand inhabitants and located in
10 more than one county, and the regional taxicab commission, is
11 authorized to inspect records held by the TNC that are necessary
12 to investigate and resolve the specific complaint. The TNC and
13 the investigative agency shall endeavor to have the inspection
14 take place at a mutually agreed location in Missouri. Any
15 records furnished may exclude information that would identify
16 specific drivers or riders, unless the identity of a driver or
17 rider is relevant to the complaint.

18 4. Any records inspected under this section are designated
19 confidential, are not subject to disclosure to a third party
20 without prior written consent of the TNC, and are exempt from
21 disclosure under chapter 610. Nothing in this section shall be
22 construed as limiting the applicability of any other exemptions
23 under chapter 610.

24 5. Any home rule city with more than four hundred thousand
25 inhabitants and located in more than one county, and the regional
26 taxicab commission, may fine a TNC up to five hundred dollars per
27 violation discovered during this audit for failure to comply with
28 the applicable provisions of sections 387.400 to 387.440. Each

1 TNC shall remit payment of any fine to the department, which
2 shall also have jurisdiction over appeals of such fines. Nothing
3 in this provision shall limit the rights of TNCs to seek redress
4 in a court of law.