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BILL NO. 11-3-15-1

SUMMARY – An ordinance amending Chapter 6.12 of the Clark County Code by adding a new section to require a Motor Transportation Network Company to obtain a business license; establish a business license fee; and providing for other matters properly relating thereto.

ORDINANCE NO. 4353  
(Of Clark County, Nevada)

AN ORDINANCE AMENDING CHAPTER 6.12 OF THE CLARK COUNTY CODE BY ADDING A NEW SECTION 6.12.722 MOTOR TRANSPORTATION NETWORK COMPANY TO REQUIRE A MOTOR TRANSPORTATION NETWORK COMPANY TO OBTAIN A BUSINESS LICENSE; ESTABLISH A BUSINESS LICENSE FEE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

**SECTION ONE.** Chapter 6.12 of the Clark County Code is hereby amended by adding a new section to read as follows:

Section 6.12.722 Motor Transportation Network Company.

Defined as an entity that uses a digital network or software application service to connect a passenger to a driver who can provide transportation services to the passenger (as the term, “Transportation Network Company” (“TNC”) is defined in Section 19, of Assembly Bill #176 of the 2015 Nevada Legislative Session). A Motor Transportation Network Company that desires to operate within the jurisdiction of Clark County is required:

- a. To obtain a Clark County Motor Transportation Network Company Business License that would allow a transportation network company to operate within unincorporated Clark County only; and
- b. Pay an annual license fee based on the number of drivers authorized by the Nevada

Transportation Authority (NTA) as follows:

<u>Authorized for Number of Drivers</u>	<u>License Fee</u>
<u>Not more than 100</u>	<u>\$ 1,000.00</u>
<u>Not more than 500</u>	<u>\$ 5,000.00</u>
<u>Not more than 1,000</u>	<u>\$ 10,000.00</u>
<u>Not more than 2,500</u>	<u>\$ 25,000.00</u>
<u>Not more than 5,000</u>	<u>\$ 50,000.00</u>
<u>Not more than 7,000</u>	<u>\$ 70,000.00</u>
<u>More than 7,000</u>	<u>\$ 75,000.00</u>

The TNC shall provide a monthly report to the Department listing the name and identification or driver number of each Driver that is registered with a TNC to ensure that all TNC Drivers are properly licensed and in compliance with Section 6.12.447 and shall provide the Department access to records of the TNC to determine compliance with the payment of fees pursuant to Section 6.08 of this Code. The TNC shall notify each Driver of the requirement to obtain a County business license pursuant to Section 6.12.447 of the Code and if the TNC becomes aware, or is notified by the Department, that a Driver does not possess a valid County business license, the TNC shall terminate that Driver's access to the digital network or software applications service.

Any person providing motor transportation network services must be properly permitted by the State of Nevada Transportation Authority per Title 58 of the NRS and comply with all applicable state regulations and requirements of the Clark County Department of Aviation. Exempt from the requirements of this section are motor transportation services (Section 6.12.723), Taxicab companies (Section 6.12.948), as well as those entities and persons exempted pursuant to Section 22 of Assembly Bill 176 of the 2015 State of Nevada Legislative Session.

As it pertains to this Section the term "Driver" means a natural person who: (a) operates a motor

vehicle that is owned, leased or otherwise authorized for use by the person; and (b) enters into an agreement with a motor transportation network company to receive connections to potential passengers and related services from a motor transportation network company in exchange for the payment of a fee to the motor transportation network company.

**SECTION TWO.** If any section of this ordinance or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

**SECTION THREE.** All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

**SECTION FOUR.** This ordinance shall take effect and be in force from and after its passage and the publication thereof by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks.

PROPOSED on the 3rd day of November, 2015.

PROPOSED BY: Commissioner Steve Sisolak

PASSED on the 17th day of November, 2015.

AYES: Susan Brager

Lawrence L. Brown III

Chris Giunchigliani

Marilyn Kirkpatrick

Mary Beth Scow

Steve Sisolak

Lawrence Weekly

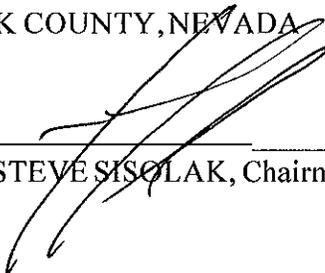
NAYS: None

ABSTAINING: None

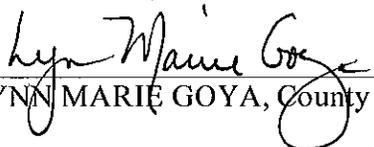
ABSENT: None

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BOARD OF COUNTY COMMISSIONERS  
CLARK COUNTY, NEVADA

BY:   
STEVE SISOLAK, Chairman

ATTEST:

  
LYNN MARIE GOYA, County Clerk

This ordinance shall be in force and effect from and after the 1st day of December, 2015.