

[bracketed and stricken] material is that portion being deleted
underlined material is that portion being added

BILL NO. _____

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. _____
(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 to obtain either:

(a) A Clark County Motor Transportation Network Company Business License that would allow a transportation network company to operate within unincorporated Clark County only and pay a semi-annual fee of \$50 per Active Driver as calculated based on the number of Active Drivers in each month of a license period divided by the number of months

in the license period; or

(b) A Multi-Jurisdictional Motor Transportation Network Company Business License, if available by the County, in cooperation with the Cities of Henderson, Las Vegas and North Las Vegas, that would allow a transportation network company to operate within the unincorporated areas of the County and within the incorporated city limits of Henderson, Las Vegas and North Las Vegas, and pay a semi-annual fee based on the congregate of the applicable license fees of the County and the Cities of Henderson, Las Vegas and North Las Vegas per Active Driver as calculated based on the number of Active Drivers in each month of a license period divided by the number of months in the license period. The fee collected by the County shall be distributed equally to the County and Cities of Henderson, Las Vegas and North Las Vegas.

The TNC shall provide a monthly report to the Department listing the name and identification or driver number of each Active Driver and the Department shall be allowed access to records of the TNC to determine compliance with the payment of fees.

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 following terms and definitions apply:

(a) “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;

(b) “Active Driver” means a Driver that has given at least one ride within a calendar month.

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 _____ day of _____, 2015.

PROPOSED BY: Commissioner _____

PASSED on the _____ day of _____, 2015.

AYES:

NAYS:

ABSTAINING: _____

ABSENT: _____

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 _____ day of 2015.