

Sec. 376.16. Taxicab driver's license.

- (a) *License required.* Effective March 15, 1991, no person may drive a taxicab, nor may any owner or lessee of a taxicab allow any other person to drive a taxicab, within the city unless that person has first obtained and displayed a taxicab driver's license under the provisions of this Code.
- (b) *Drivers from other cities.* Any driver licensed to operate a taxicab in another city may carry passengers from that city to any place within the city and may freely enter and travel upon the streets for that purpose. In that case, it will not be deemed necessary for the taxicab driver to obtain a city license, but the driver will not be permitted to accept or offer any passenger for hire in the city, or otherwise operate a taxicab within the city without first obtaining a license under the provisions of this Code. While within the city, the taxicab driver must observe all of the applicable regulations and conditions of this section and must have in possession and display to any person upon demand the license certificate for the taxicab.
- (c) *License application.* Every applicant for a taxicab driver's license must file an application with the department of safety and inspections. The application must be made on a form provided by said division, containing such information as the license inspector may require, including, but not limited to, a complete employment history, to verify that the terms and conditions of this chapter have been met. The application must be signed and sworn to by the applicant. Prior to the issuance of the license, every licensee must be photographed. The chief of police or his representative will investigate each applicant and will forward the results of the application to the license inspector. Any false statement on the application is grounds for denial, refusal to renew or revocation of a license.
- (d) *License fee.* The fee required for a license will be established by ordinance as specified in section 310.09(b) of the Legislative Code.
- (e) *Prerequisites to license.* Eligibility to be licensed to operate a taxicab is as follows:
- (1) Possess a valid Minnesota or Wisconsin driver's license;
 - (2) Possess a current DOT medical card, have it on their person or in the vehicle while operating, and provide it for inspection upon the request of a representative of law enforcement or the department of safety and inspections;
 - (3) Be at least eighteen (18) years old;
 - (4) Not be under sentence or have been discharged from sentence for a felony conviction within the ten (10) years immediately preceding application for a license for the following offenses: Murder (Minn. Stat. §§ 609.185 to 609.195), manslaughter (§§ 609.20 to 609.205), criminal vehicular homicide and injury (§ 609.21), assault I-III (§§ 609.221 to 609.223), criminal sexual conduct (§§ 609.342 to 609.3451), indecent conduct (§ 617.23, subd. 2 or 3); or any violation of the controlled substance law (§ 152 et al) which is punishable by a maximum sentence of fifteen (15) years or more; as allowed under Minn. Stat. § 364.09.
 - a. Not be under sentence or have been discharged from sentence for any felony conviction within the five (5) years immediately preceding application for a license, or under sentence or have been discharged from sentence for any non-traffic gross misdemeanor or non-traffic misdemeanor conviction within the three (3) years immediately preceding application for a license.
 - b.

The license inspector may grant, pursuant to Minn. Stat. § 364.03, an exception to paragraph a. upon evidence that either the offense is not related to the occupation of taxicab driver, or upon evidence of rehabilitation.

- c. A person holding a license on the effective date of this section (July 14, 2006) will be disqualified from license renewal only for convictions that occur after the effective date of this section. However, no licensee will be eligible for renewal if the licensee has any felony convictions in the five (5) years preceding renewal; or any nontraffic gross misdemeanor or misdemeanor convictions in the three (3) years preceding renewal involving the use or threat of use of force, possession or sale of a controlled substance, prostitution or indecent conduct.
- (5) Must have a driving record meeting the following standards:
- a. No convictions in the last ten (10) years for any of the following offenses involving injury or death; no conviction in the last three (3) years for any of the following offenses not involving injury or death:
1. Leaving the scene of an accident under Minn. Stat. 609.21, or 169.09, or similar law of another state or Minnesota law as amended;
 2. Driving while impaired under Minn. Stat. § 169A.20, subd. 1, or similar law of another state or Minnesota law as amended.
 3. Misdemeanor Reckless or Careless Driving under Minn. Stat. § 169.13, or similar law of another state.
 4. Refusal to submit to a chemical test under Minn. Stat. § 169A.20, subd. 2.
 5. A person holding a license on the effective date of this section (July 14, 2006) will be disqualified from license renewal only for convictions that occur after the effective date of this section. However, no licensee will be eligible for renewal if the licensee has any convictions for the above-listed offenses in the five (5) years preceding renewal or in the three (3) years preceding renewal if the offense did not involve injury or death.
- b. No prior license revocation within one year immediately preceding application as defined in Minn. Stat. § 169A.03, subd 21.
- c. For original licensure: No more than four (4) moving violations within the last three (3) years, and no more than two (2) moving violations in the last year. For renewal: No more than four (4) moving violations within the last three (3) years and no more than three (3) moving violations in the last year. A moving violations means, for this subsection, a violation of a traffic regulation but does not include a parking violation, vehicle equipment violation, or warning citation.
- d. Every new applicant must have at least one (1) year's driving experience as a licensed driver.
- e. An applicant who has had a driver's license outside the state of Minnesota at any time during the ten (10) years prior to application must submit a copy of that applicant's driving record from that state.
- f. Upon submission of proof of suitability and evidence of insurability, the license inspector may waive one (1) or more of the requirements listed above; provided, that any such waiver will indicate the grounds for the inspector's decision and must be approved by the director of the department of safety and inspections.

(6)

- operation of a taxicab; provided, however, that suspension, cancellation or revocation of a Minnesota or Wisconsin driver's license due to refusal to submit to a legally required blood alcohol test under the state implied consent statute is grounds for the revocation, non-issuance or nonrenewal of the taxicab driver's license.
- (2) Any licensed taxicab driver whose Minnesota or Wisconsin driver's license has been revoked and who has been issued a limited license authorizing the operation of a taxicab must immediately notify the department of safety and inspections of the same. At that time, the licensee must furnish to the license inspector a copy of the limited license and a written statement containing a schedule of the days and hours of each day during which he or she will be driving a taxicab during the term of the limited license. No deviation from the schedule will be permitted. In addition, the licensee must personally furnish to the license inspector copies of all trip sheets for all shifts worked during the term of the limited license.
 - (3) Any person holding a taxicab driver's license must notify the department of safety and inspections immediately whenever he or she is convicted of an impaired driving offense.
 - (4) Refusal to take and/or failure to pass a chemical test administered pursuant to 169A.51 while on duty is grounds for revocation of a taxicab driver's license.
 - (5) Failure to comply with the provisions of this section is grounds for revocation of a taxicab driver's license.
- (l) *Notification of change of address.* Any person holding a taxicab driver's license, must notify the department of safety and inspections immediately whenever he or she has a change of address.

(Ord No 17767, § 1, 9-18-90, C.F. No. 94-199, § 16, 3-23-94, C.F. No 96-486, §§ 2—4, 6-26-96, C.F. No 97-870 § 1, 8-13-97, C.F. No 99-231, § 1, 5-12-99, C.F. No 00-574, § 1, 7-12-00, C.F. No 03-123, § 1 3-5-03, C.F. No 04-187, § 1, 3-3-04, C.F. No. 05-823, § 1, 9-28-05, C.F. No 06-461 § 1, 6-14-06, C.F. No. 07-149, § 127, 3-28-07, Ord No 11-50, § 1, 6-8-11, Ord 12-72, § 1, 1-23-13, Ord 13-9, § 1, 2-27-13)