

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.

SB23-098 be amended as follows:

1 Amend printed bill, page 6, strike lines 3 through 27 and substitute:

2 **"(3) Take rate and take amount transparency for a TNC -**
3 **rules.** (a) A TNC SHALL DISCLOSE TO A CONSUMER AT THE TIME OF
4 OFFERING THE CONSUMER TRANSPORTATION AN ESTIMATE OF THE TOTAL
5 FARE AND AN ESTIMATED TAKE AMOUNT FOR THE TRANSPORTATION TASK.
6 THE TNC SHALL MAKE THE DISCLOSURES ON THE SAME SCREEN AND IN A
7 MANNER THAT WOULD LEAD A REASONABLE CONSUMER TO UNDERSTAND
8 APPROXIMATELY HOW MUCH OF THE TOTAL ESTIMATED FARE WILL BE PAID
9 TO THE TNC DRIVER.

10 (b) (I) ON THE SAME SMARTPHONE SCREEN ON WHICH THE TNC
11 PROMPTS A CONSUMER TO LEAVE A TIP FOR A TNC DRIVER, THE TNC
12 SHALL MAKE THE FOLLOWING DISCLOSURES IN A MANNER PROMINENTLY
13 DISPLAYED ON THE SCREEN:

14 (A) THE TAKE RATE;
15 (B) THE TAKE AMOUNT;
16 (C) THE TOTAL AMOUNT OF MONEY THAT THE CUSTOMER PAID OR
17 WILL PAY FOR THE TRANSACTION; AND
18 (D) THE TOTAL AMOUNT OF MONEY THE TNC DRIVER RECEIVED
19 OR WILL RECEIVE FOR THE TRANSACTION.

20 (II) ALL ADDITIONAL AMOUNTS PAID BY THE CONSUMER IN EXCESS
21 OF THE AMOUNTS DISCLOSED IN THE DISCLOSURE REQUIRED UNDER THIS
22 SUBSECTION (3)(b) ARE CONSIDERED A TIP AND SHALL NOT BE RETAINED
23 BY THE TNC.

24 (c) AFTER A TNC DRIVER'S COMPLETION OF A TRANSPORTATION
25 TASK, A TNC SHALL E-MAIL THE TNC DRIVER AND CONSUMER A
26 DISCLOSURE OF THE INFORMATION REQUIRED IN SUBSECTIONS (3)(b)(I)(A)
27 TO (3)(b)(I)(D) OF THIS SECTION. THE TNC SHALL ALSO PROVIDE THE
28 DISCLOSURE TO THE TNC DRIVER ON A FULL SMARTPHONE SCREEN. WITH
29 RESPECT TO THE DISCLOSURE REGARDING THE TOTAL AMOUNT OF MONEY
30 THE TNC DRIVER RECEIVED OR WILL RECEIVE FOR THE TRANSACTION, THE
31 TNC SHALL CLEARLY INDICATE ON THE DISCLOSURE PROVIDED TO THE
32 TNC DRIVER ON A FULL SMARTPHONE SCREEN THE AMOUNT OF THE TIP, IF
33 THE CONSUMER HAS PROVIDED A TIP.

34 (d) THE DIRECTOR SHALL DETERMINE BY RULE THE FORM FOR THE
35 DISCLOSURES REQUIRED UNDER THIS SUBSECTION (3).".

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