

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

SB24-075 be amended as follows:

1 Amend the Business, Labor, and Technology Committee Report, dated
2 February 20, 2024, page 2, after line 24 insert:

3 "(j) (I) "DRIVER SUPPORT ORGANIZATION" OR "ORGANIZATION"
4 MEANS A MEMBERSHIP-BASED AND MEMBER-LED NONPROFIT OR LABOR
5 ORGANIZATION:

6 (A) WITH A PRINCIPAL PURPOSE TO SUPPORT DRIVERS AND THAT
7 HAS CONSISTENTLY OPERATED IN COLORADO FOR AT LEAST FOUR YEARS
8 WITH THAT PURPOSE;

9 (B) THAT IS NOT FUNDED, DIRECTLY OR INDIRECTLY, EXCESSIVELY
10 INFLUENCED, OR CONTROLLED BY A TNC; AND

11 (C) THAT IS NOT AFFILIATED WITH ANY OTHER ENTITY THAT IS
12 FUNDED, DIRECTLY OR INDIRECTLY, EXCESSIVELY INFLUENCED, OR
13 CONTROLLED BY A TNC.

14 (II) AS USED IN THIS SUBSECTION (1)(j):

15 (A) "EXCESSIVE INFLUENCE" INCLUDES RECEIVING THE IDENTITIES
16 OR CONTACT INFORMATION OF DRIVERS FROM A TNC.

17 (B) "FUNDED, DIRECTLY OR INDIRECTLY" DOES NOT INCLUDE
18 RECEIVING FUNDS PURSUANT TO SUBSECTION (6) OF THIS SECTION OR A
19 DUES DEDUCTION AS DESCRIBED IN SUBSECTION (7) OF THIS SECTION."

20 Reletter succeeding paragraphs accordingly.

21 Page 3, line 12, strike "A STATE" and substitute "THE STATE".

22 Page 3, strike line 19 and substitute "FORTH IN SUBSECTIONS (1)(q)(I) AND
23 (1)(q)(II) OF THIS SECTION AND".

24 Page 4, line 23, strike "DESCRIBE" and substitute "CONSISTENT WITH
25 SUBSECTION (5) OF THIS SECTION, DESCRIBE".

26 Page 4, line 24, after "DECISION" insert "CONSISTENT WITH THE
27 REQUIREMENTS OF SUBSECTION (4) OF THIS SECTION".

28 Page 5, after line 15 insert:

29 "(4) **Deactivation - notice.** (a) WITHIN TWENTY-FOUR HOURS
30 AFTER A TNC SUSPENDS A DRIVER, THE TNC SHALL PROVIDE A WRITTEN
31 DISCLOSURE TO THE DRIVER IN THE DEFAULT LANGUAGE THAT THE DRIVER
32 HAS SELECTED IN THE TNC'S DIGITAL PLATFORM. THE WRITTEN
33 DISCLOSURE MUST DESCRIBE THE BASIS FOR THE SUSPENSION AND

1 PROVIDE:

2 (I) SUFFICIENT INFORMATION FOR THE DRIVER TO REASONABLY
3 UNDERSTAND THE REASONS FOR THE SUSPENSION; AND

4 (II) A DESCRIPTION OF THE STEPS THAT THE DRIVER MAY TAKE, IF
5 ANY, TO REMEDY THE ALLEGED VIOLATION OF THE TNC'S DEACTIVATION
6 AND SUSPENSION POLICY.

7 (b) WITHIN TWENTY-FOUR HOURS AFTER A TNC DEACTIVATES A
8 DRIVER, THE TNC SHALL PROVIDE A WRITTEN DISCLOSURE TO THE DRIVER
9 IN THE DEFAULT LANGUAGE THAT THE DRIVER HAS SELECTED IN THE
10 TNC'S DIGITAL PLATFORM. THE WRITTEN DISCLOSURE MUST DESCRIBE THE
11 BASIS FOR THE DEACTIVATION AND PROVIDE:

12 (I) SUFFICIENT INFORMATION FOR THE DRIVER TO REASONABLY
13 UNDERSTAND THE REASONS FOR THE DEACTIVATION;

14 (II) A DESCRIPTION OF THE STEPS THAT THE DRIVER MAY TAKE, IF
15 ANY, TO REMEDY THE ALLEGED VIOLATION OF THE TNC'S DEACTIVATION
16 AND SUSPENSION POLICY;

17 (III) A STATEMENT OF THE DRIVER'S RIGHT TO CHALLENGE THE
18 DEACTIVATION THROUGH THE TNC'S INTERNAL DEACTIVATION REVIEW
19 PROCESS OUTLINED IN SUBSECTION (5)(a) OF THIS SECTION AND A LINK TO
20 A DESCRIPTION OF THAT INTERNAL PROCESS; AND

21 (IV) THE AVAILABILITY OF DRIVER SUPPORT SERVICES AT THE
22 DRIVER SUPPORT ORGANIZATION CERTIFIED PURSUANT TO SUBSECTION
23 (6)(a) OF THIS SECTION, A NOTICE THAT THE CERTIFIED DRIVER SUPPORT
24 ORGANIZATION IS INDEPENDENT OF ANY TNC, AND CONTACT
25 INFORMATION FOR THE CERTIFIED DRIVER SUPPORT ORGANIZATION.

26 (c) A TNC SHALL SEND THE DISCLOSURES REQUIRED IN
27 ACCORDANCE WITH THIS SUBSECTION (4) TO A DRIVER THROUGH THE
28 TNC'S DIGITAL PLATFORM AND VIA E-MAIL OR OTHER MECHANISM THAT
29 REMAINS ACCESSIBLE TO THE DRIVER FOR AT LEAST ONE YEAR.

30 (5) **Deactivation - internal process - reconsideration -**
31 **investigations - reports.** (a) A DRIVER WHO HAS BEEN DEACTIVATED
32 MAY, WITHIN THIRTY CALENDAR DAYS AFTER RECEIVING A WRITTEN
33 NOTICE OF DEACTIVATION PURSUANT TO SUBSECTION (4)(b) OF THIS
34 SECTION, CHALLENGE THE DEACTIVATION WITH THE TNC PURSUANT TO
35 THE TNC'S INTERNAL DEACTIVATION REVIEW PROCESS.

36 (b) A TNC SHALL CONDUCT AN INTERNAL DEACTIVATION
37 RECONSIDERATION OF A CHALLENGED DEACTIVATION WITHIN FOURTEEN
38 CALENDAR DAYS AFTER THE DRIVER MAKES THE WRITTEN REQUEST FOR
39 DEACTIVATION RECONSIDERATION; EXCEPT THAT THE TNC MAY NOTIFY
40 THE DRIVER IN WRITING OF A CONTINUANCE OF THE DEACTIVATION
41 RECONSIDERATION IF THE DRIVER HAS NOT PROVIDED SUFFICIENT
42 EVIDENCE OR DOCUMENTATION FOR CONSIDERATION BY THE TNC OR IF
43 CIRCUMSTANCES OUTSIDE OF THE TNC'S CONTROL REQUIRE ADDITIONAL

1 TIME TO RECONSIDER THE CHALLENGED DEACTIVATION.

2 (c) A TNC'S INTERNAL DEACTIVATION REVIEW MUST:

3 (I) REQUIRE CONSIDERATION OF ALL RELEVANT, AVAILABLE

4 INFORMATION;

5 (II) BE CONDUCTED IN GOOD FAITH; AND

6 (III) APPLY EVENHANDEDLY THE TNC'S DEACTIVATION POLICY,

7 CONSISTENT WITH THE TNC'S INTEREST IN SAFE AND EFFICIENT

8 OPERATIONS.

9 (d) THE TNC'S RESOLUTION OF A DRIVER'S CHALLENGE TO A

10 DEACTIVATION MUST INCLUDE A WRITTEN STATEMENT THAT THE TNC

11 SENDS THE DRIVER THROUGH THE TNC'S DIGITAL PLATFORM AND VIA

12 E-MAIL OR OTHER MECHANISM THAT THE TNC REASONABLY EXPECTS WILL

13 REMAIN ACCESSIBLE TO THE DRIVER FOR AT LEAST ONE YEAR. THE

14 WRITTEN STATEMENT MUST INCLUDE:

15 (I) A DETERMINATION AFFIRMING DEACTIVATION AND INCLUDING:

16 (A) A SUMMARY OF THE REASONS FOR THE DEACTIVATION;

17 (B) A DESCRIPTION OF THE STEPS THE DRIVER MAY TAKE, IF ANY,

18 TO REMEDY THE ALLEGED VIOLATION; AND

19 (C) INFORMATION ABOUT THE DRIVER'S RIGHT TO SEEK SERVICES

20 FROM THE DRIVER SUPPORT ORGANIZATION CERTIFIED PURSUANT TO

21 SUBSECTION (6)(a) OF THIS SECTION AND SPECIFIC INSTRUCTIONS ON HOW

22 TO CONTACT THE CERTIFIED DRIVER SUPPORT ORGANIZATION, INCLUDING

23 E-MAIL AND TELEPHONE CONTACT INFORMATION; OR

24 (II) A DETERMINATION THAT THE DRIVER DID NOT VIOLATE THE

25 TNC'S DEACTIVATION AND SUSPENSION POLICY OR THAT THE DRIVER

26 REMEDIED ANY VIOLATION OF THE POLICY, WHICH DETERMINATION MUST

27 BE ACCOMPANIED BY REACTIVATION OF THE DRIVER'S ACCOUNT WITHIN

28 TWENTY-FOUR HOURS AFTER THE DETERMINATION IS MADE.

29 (6) **Driver support organization - application - certification -**

30 **budget - TNC payments - division oversight - rules. (a) Certification**

31 **of driver support organizations and quarterly budgets. (I) BEGINNING**

32 **JANUARY 1, 2025, UNTIL MARCH 31, 2025, THE DIVISION SHALL ACCEPT**

33 **APPLICATIONS FOR CERTIFICATION FROM ELIGIBLE DRIVER SUPPORT**

34 **ORGANIZATIONS AND SHALL CERTIFY A SINGLE DRIVER SUPPORT**

35 **ORGANIZATION FOR THE THREE-YEAR PERIOD BEGINNING OCTOBER 1,**

36 **2025, THROUGH SEPTEMBER 30, 2028. THE DIVISION SHALL CERTIFY A**

37 **SINGLE DRIVER SUPPORT ORGANIZATION FOR EACH SUBSEQUENT**

38 **THREE-YEAR PERIOD AND SHALL BEGIN ACCEPTING APPLICATIONS FOR THE**

39 **SECOND THREE-YEAR PERIOD IN JANUARY 2028.**

40 (II) (A) A DRIVER SUPPORT ORGANIZATION APPLYING FOR

41 CERTIFICATION FROM THE DIVISION SHALL SUBMIT FOR REVIEW BY THE

42 DIVISION A PROPOSED ANNUAL BUDGET. THE DRIVER SUPPORT

43 ORGANIZATION CERTIFIED BY THE DIVISION SHALL ALSO SUBMIT FOR

1 REVIEW BY THE DIVISION A PROPOSED ANNUAL BUDGET FOR EACH YEAR OF
2 THE ORGANIZATION'S THREE-YEAR CERTIFICATION CYCLE.

3 (B) A DRIVER SUPPORT ORGANIZATION'S PROPOSED ANNUAL
4 BUDGET SUBMITTED PURSUANT TO SUBSECTION (6)(a)(II)(A) OF THIS
5 SECTION MAY BE USED ONLY FOR EDUCATING TNC DRIVERS AND
6 SUPPORTING DRIVERS REGARDING DEACTIVATIONS IN ACCORDANCE WITH
7 SUCH ORGANIZATION'S AUTHORITY AND RESPONSIBILITIES SET FORTH IN
8 SUBSECTION (6)(b) OF THIS SECTION.

9 (C) A DRIVER SUPPORT ORGANIZATION'S PROPOSED TOTAL ANNUAL
10 BUDGET MUST NOT EXCEED SEVEN CENTS PER TRANSPORTATION TASK
11 BASED ON THE PREVIOUS YEAR'S TOTAL TRANSPORTATION TASKS FOR ALL
12 TNCs OPERATING IN THE STATE, AS ADJUSTED FOR INFLATION BY THE
13 DIRECTOR.

14 (III) IN CONSIDERING WHETHER AN ORGANIZATION IS A DRIVER
15 SUPPORT ORGANIZATION AS DEFINED IN SUBSECTION (1)(j) OF THIS
16 SECTION, WHETHER THE ORGANIZATION QUALIFIES FOR CERTIFICATION,
17 AND WHETHER TO APPROVE THE ORGANIZATION'S PROPOSED ANNUAL
18 BUDGET, THE DIVISION:

19 (A) SHALL CONSIDER EVIDENCE SUBMITTED BY THE
20 ORGANIZATION AND ANY EVIDENCE SUBMITTED BY THE PUBLIC,
21 INCLUDING ANY EVIDENCE SUBMITTED BY OTHER DRIVER SUPPORT
22 ORGANIZATIONS; AND

23 (B) MAY REQUEST FROM THE ORGANIZATION OR FROM ANY TNC
24 THE NUMBER OF DRIVERS THAT THE ORGANIZATION SERVED IN THE STATE
25 IN THE PREVIOUS YEAR AND WHETHER THE DRIVER SUPPORT
26 ORGANIZATION HAS, DIRECTLY OR INDIRECTLY, RECEIVED SUPPORT FROM
27 A TNC.

28 (IV) THE DIVISION MAY APPROVE, REJECT, OR REQUIRE REVISION
29 AND RESUBMISSION OF AN APPLICATION FOR CERTIFICATION OR APPROVAL
30 OF A PROPOSED ANNUAL BUDGET.

31 (V) THE DIVISION SHALL POST EACH DRIVER SUPPORT
32 ORGANIZATION'S CERTIFICATION APPLICATION AND PROPOSED ANNUAL
33 BUDGET ON THE DIVISION'S WEBSITE. THE DIVISION SHALL NOT CERTIFY AN
34 ORGANIZATION OR APPROVE A PROPOSED ANNUAL BUDGET UNTIL AT
35 LEAST THIRTY DAYS AFTER THE DIVISION HAS POSTED THE APPLICATION OR
36 PROPOSED BUDGET.

37 (VI) IN CONSIDERING A DRIVER SUPPORT ORGANIZATION'S
38 PROPOSED BUDGET SUBMITTED PURSUANT TO SUBSECTION (6)(a)(II)(A) OF
39 THIS SECTION, THE DIVISION SHALL CONSIDER THE ORGANIZATION'S
40 RECORD OF SERVING DEACTIVATED DRIVERS. UPON APPROVING THE
41 CERTIFIED DRIVER SUPPORT ORGANIZATION'S PROPOSED ANNUAL BUDGET,
42 THE DIVISION SHALL DIRECT EACH TNC TO REMIT A QUARTERLY SHARE OF
43 THE CERTIFIED DRIVER SUPPORT ORGANIZATION'S APPROVED ANNUAL

1 BUDGET TO THE CERTIFIED DRIVER SUPPORT ORGANIZATION WITHIN
2 FIFTEEN DAYS AFTER THE END OF EACH CALENDAR QUARTER.

3 (VII) THE CERTIFIED DRIVER SUPPORT ORGANIZATION'S ANNUAL
4 BUDGET MAY INCREASE DURING THE COURSE OF THE ORGANIZATION'S
5 THREE-YEAR CERTIFICATION PERIOD BASED ON INCREASES IN
6 TRANSPORTATION TASKS AND THE EXTENT OF SERVICES THAT THE DRIVER
7 SUPPORT ORGANIZATION PROVIDED TO DRIVERS SERVED BY THE DRIVER
8 SUPPORT ORGANIZATION.

9 (VIII) EACH TNC SHALL PROVIDE TO THE DIVISION THE TOTAL
10 NUMBER OF ANNUAL TRANSPORTATION TASKS BEGINNING IN THE STATE IN
11 THE PRECEDING YEAR WITHIN NINETY DAYS AFTER THE EFFECTIVE DATE
12 OF THIS SECTION AND BY JANUARY 15 IN EACH FOLLOWING YEAR.

13 (IX) EVERY SIX MONTHS DURING A DRIVER SUPPORT
14 ORGANIZATION'S CERTIFICATION PERIOD, THE ORGANIZATION SHALL
15 CERTIFY TO THE DIVISION THAT THE ORGANIZATION CONTINUES TO
16 COMPLY WITH THE REQUIREMENTS OF THIS SECTION. TO DEMONSTRATE ITS
17 CONTINUED COMPLIANCE, THE ORGANIZATION SHALL SUBMIT TO THE
18 DIVISION DOCUMENTATION AND INFORMATION REGARDING THE NUMBER
19 OF DRIVERS THAT THE ORGANIZATION SERVES AND THE EXTENT OF ITS
20 SERVICES. THE ORGANIZATION SHALL NOT SUBMIT TO THE DIVISION A LIST
21 OF MEMBERS OR DRIVERS SERVED.

22 (X) THE DIVISION MAY REVOKE A DRIVER SUPPORT
23 ORGANIZATION'S CERTIFICATION OR ALTER OR REVOKE THE DIVISION'S
24 APPROVAL OF THE CERTIFIED ORGANIZATION'S BUDGET AT ANY TIME IF
25 CLEAR AND CONVINCING EVIDENCE DEMONSTRATES THAT THE
26 ORGANIZATION:

27 (A) IS MISALLOCATING MONEY IT HAS RECEIVED FROM A TNC
28 PURSUANT TO SUBSECTION (6)(a)(VI) OF THIS SECTION; OR

29 (B) NO LONGER QUALIFIES AS A DRIVER SUPPORT ORGANIZATION.

30 (XI) IF A TNC ELECTS TO DESCRIBE THE PER-TRIP AMOUNT
31 ALLOCATED TO THE DRIVER SUPPORT ORGANIZATION ANNUAL BUDGET ON
32 A CONSUMER RECEIPT, THE TNC MAY ONLY INDICATE THAT THE
33 DEDUCTION WILL BE USED IN PART TO SUPPORT THE STATE'S CERTIFIED
34 DRIVER SUPPORT ORGANIZATION.

35 (XII) FOLLOWING THE COMPLETION OF EACH THREE-YEAR
36 CERTIFICATION PERIOD, THE DIVISION MAY INCREASE THE PER-TRIP FEE
37 THAT A TNC IS REQUIRED TO PAY PURSUANT TO SUBSECTION
38 (6)(a)(VI)(A) OF THIS SECTION IF THE DIVISION DETERMINES THAT THE
39 INCREASE IS NECESSARY TO COVER THE CERTIFIED DRIVER SUPPORT
40 ORGANIZATION'S COSTS AND THE INCREASE DOES NOT EXCEED THE RATE
41 OF INFLATION DURING THE PREVIOUS THREE-YEAR CERTIFICATION PERIOD.

42 (b) **Certified driver support organization - TNC notice to**
43 **drivers - organization responsibilities.** (I) ON OR BEFORE OCTOBER 30,

1 2025, EACH TNC SHALL PROVIDE NOTICE TO EACH DRIVER IN THE STATE
2 THE NAME OF THE DRIVER SUPPORT ORGANIZATION CERTIFIED PURSUANT
3 TO SUBSECTION (6)(a) OF THIS SECTION. AS PART OF THE NOTICE, THE TNC
4 SHALL ALSO INFORM DRIVERS:
5 (A) THAT THE ORGANIZATION HAS BEEN CERTIFIED AS A DRIVER
6 SUPPORT ORGANIZATION AND HAS MET CERTAIN CRITERIA AS APPROVED
7 BY THE DIVISION;
8 (B) THAT THE ORGANIZATION IS APPROVED BY THE STATE TO
9 REPRESENT DRIVERS IN THE DEACTIVATION PROCESS AND EDUCATE
10 DRIVERS, BUT THAT A DRIVER IS NOT REQUIRED TO AUTHORIZE THE
11 ORGANIZATION TO REPRESENT THE DRIVER; AND
12 (C) OF THE ORGANIZATION'S CONTACT INFORMATION, INCLUDING
13 PHONE NUMBER, E-MAIL ADDRESS, WEB ADDRESS, AND PHYSICAL
14 ADDRESS.
15 (II) ON AND AFTER OCTOBER 31, 2025, EACH TNC SHALL PROVIDE
16 THE NOTICE DESCRIBED IN SUBSECTION (6)(b)(I) OF THIS SECTION TO:
17 (A) EACH NEW DRIVER BEFORE THE DRIVER ENGAGES IN A
18 TRANSPORTATION TASK FOR THE TNC; AND
19 (B) ANY DRIVER UPON BEING SUSPENDED OR DEACTIVATED.
20 (III) PURSUANT TO A WRITTEN AUTHORIZATION FROM A DRIVER
21 WHO HAS BEEN DEACTIVATED, THE CERTIFIED DRIVER SUPPORT
22 ORGANIZATION MAY REPRESENT OR SUPPORT THE DRIVER THROUGH THE
23 PROCEDURES MADE AVAILABLE TO THE DEACTIVATED DRIVER THROUGH
24 THE DRIVER'S CONTRACT WITH THE TNC OR OTHERWISE MADE AVAILABLE
25 UNDER THE LAW. AN EMPLOYEE OF THE ORGANIZATION MAY PROVIDE
26 SUCH REPRESENTATION OR SUPPORT TO A DRIVER REGARDLESS OF
27 WHETHER THE EMPLOYEE IS AUTHORIZED TO PRACTICE LAW IN THE STATE.
28 (IV) (A) THE CERTIFIED DRIVER SUPPORT ORGANIZATION IS
29 REQUIRED TO PROVIDE REASONABLE AND FAIR REPRESENTATION TO
30 DRIVERS BASED ON THE ORGANIZATION'S APPROVED ANNUAL BUDGET AND
31 ITS REASONABLE ASSESSMENT OF EACH DRIVER'S CASE.
32 (B) THE ORGANIZATION SHALL NOT DENY REASONABLE
33 REPRESENTATION TO ANY DRIVER IN ANY MANNER THAT IS ARBITRARY,
34 DISCRIMINATORY, OR IN BAD FAITH.
35 (C) THE ORGANIZATION SHALL NOT ADVANCE FILING FEES TO
36 DRIVERS IN ANY DISPUTE RELATED TO A DEACTIVATION RECONSIDERATION
37 OR AN APPEAL OR ACTION ARISING FROM A DEACTIVATION.
38 (D) IN DISPUTES RELATED TO A DEACTIVATION RECONSIDERATION
39 OR AN APPEAL OR ACTION ARISING FROM A DEACTIVATION, PREVAILING
40 DRIVERS ARE ENTITLED TO RECOVER FILING FEES.
41 (c) **Division rules.** THE DIVISION MAY ADOPT RULES TO INTERPRET
42 AND IMPLEMENT THIS SUBSECTION (6) AND TO ENSURE TNCs' AND DRIVER
43 SUPPORT ORGANIZATIONS' COMPLIANCE WITH THIS SUBSECTION (6).

1 (7) (a) **Driver support organization - voluntary dues**
2 **deduction.** ON OR BEFORE SEPTEMBER 1, 2025, A TNC SHALL PROVIDE A
3 DRIVER AN OPPORTUNITY TO MAKE A VOLUNTARY, PER-TRIP DEDUCTION
4 ON THE DRIVER'S EARNINGS TO CONTRIBUTE TO THE CERTIFIED DRIVER
5 SUPPORT ORGANIZATION IN AN AMOUNT BETWEEN ONE AND ONE HALF
6 PERCENT OR THREE PERCENT PER RIDE IF:
7 (I) THE ORGANIZATION IS IN GOOD STANDING;
8 (II) ONE HUNDRED OR MORE DRIVERS ON A TNC'S DIGITAL
9 PLATFORM HAVE AUTHORIZED SUCH DEDUCTION AND CONTRIBUTION TO
10 A SPECIFIC DRIVER SUPPORT ORGANIZATION; AND
11 (III) THE DRIVER HAS EXPRESSLY AUTHORIZED THE DEDUCTION IN
12 WRITING, WHICH WRITTEN AUTHORIZATION MUST INCLUDE, AT A MINIMUM,
13 SUFFICIENT INFORMATION TO IDENTIFY THE DRIVER AND THE DRIVER'S
14 DESIRED PER-TRIP DEDUCTION PERCENTAGE.
15 (b) THE TNC MAY REQUIRE A DRIVER'S WRITTEN AUTHORIZATION
16 PROVIDED PURSUANT TO SUBSECTION (7)(a)(III) OF THIS SECTION TO BE
17 SUBMITTED BY THE DRIVER SUPPORT ORGANIZATION IN AN ELECTRONIC
18 FORMAT.
19 (c) A TNC SHALL MAKE THE FIRST AUTHORIZED DEDUCTIONS
20 FROM A DRIVER'S EARNINGS WITHIN THIRTY DAYS AFTER RECEIVING A
21 DRIVER'S WRITTEN AUTHORIZATION AND SHALL REMIT THE AMOUNTS
22 DEDUCTED TO THE DRIVER SUPPORT ORGANIZATION ON A MONTHLY BASIS
23 AND NO LATER THAN TWENTY-EIGHT DAYS AFTER THE END OF THE
24 PREVIOUS MONTH.
25 (d) A DRIVER'S WRITTEN AUTHORIZATION REMAINS IN EFFECT
26 UNTIL THE DRIVER PROVIDES AN EXPRESS REVOCATION TO THE TNC.
27 (e) A TNC SHALL RELY ON INFORMATION THAT THE DRIVER
28 SUPPORT ORGANIZATION PROVIDES THE TNC REGARDING A DRIVER'S
29 WRITTEN AUTHORIZATION AND EXPRESS REVOCATION.
30 (f) UPON REQUEST BY A TNC, THE DRIVER SUPPORT
31 ORGANIZATION SHALL REIMBURSE THE TNC FOR THE TNC'S COSTS
32 ASSOCIATED WITH ADMINISTERING THE DEDUCTIONS AND REMITTANCE TO
33 THE DRIVER SUPPORT ORGANIZATION.
34 (g) A DRIVER SUPPORT ORGANIZATION SHALL NOT REPRESENT OR
35 IMPLY THAT THE EARNINGS DEDUCTIONS AUTHORIZED IN THIS SUBSECTION
36 (7) ARE MANDATORY OR PROVIDE DIFFERING LEVELS OF SUPPORT FOR ANY
37 DEACTIVATION IN ACCORDANCE WITH SUBSECTION (6)(b) OF THIS SECTION
38 BASED ON WHETHER A DRIVER HAS OPTED INTO VOLUNTARY DEDUCTIONS
39 PURSUANT TO THIS SUBSECTION (7).
40 (8) **Dispute resolution - rights.** IN ADDITION TO ANY OTHER
41 CONSTRAINTS IMPOSED BY LAW, A TNC SHALL NOT INCLUDE IN ANY
42 CONTRACT WITH A DRIVER IN RELATION TO ANY DEACTIVATION
43 RECONSIDERATION OR APPEAL OR ACTION ARISING FROM A DEACTIVATION:

1 (a) A REQUIREMENT THAT DISPUTES BETWEEN THE DRIVER AND
2 THE TNC BE ADJUDICATED OUT OF STATE; EXCEPT THAT THE TNC MAY
3 CONDUCT ITS INTERNAL DEACTIVATION CHALLENGE PROCESS
4 ESTABLISHED PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION THROUGH
5 CORRESPONDENCE WITH OUT-OF-STATE TNC REPRESENTATIVES SO LONG
6 AS THE DRIVER IS NOT REQUIRED TO TRAVEL TO COMPLETE THE PROCESS;
7 (b) A WAIVER OF RIGHTS GRANTED THROUGH FEDERAL, STATE, OR
8 LOCAL LAW, EXCEPT WITH RESPECT TO A WAIVER OF THE RIGHT TO A JURY
9 TRIAL THROUGH AN ARBITRATION PROVISION;
10 (c) A REQUIREMENT THAT THE DRIVER PAY ANY FEE EXCEEDING
11 THE AMOUNT THAT THE DRIVER WOULD HAVE HAD TO PAY IF BRINGING
12 THE SAME ACTION IN FEDERAL DISTRICT COURT IN THE STATE, INCLUDING
13 ANY FEE REDUCTION THAT THE DRIVER WOULD HAVE BEEN ELIGIBLE FOR
14 IN FEDERAL DISTRICT COURT IN THE STATE BASED ON A DETERMINATION
15 THAT THE DRIVER IS INDIGENT;
16 (d) A REQUIREMENT THAT THE DRIVER PAY THE TNC'S COSTS OR
17 ATTORNEY FEES; OR
18 (e) A REQUIREMENT THAT THE DISPUTE BE ADJUDICATED,
19 ARBITRATED, OR RESOLVED BY ANY PERSON OR ORGANIZATION THAT IS
20 NOT A NEUTRAL THIRD PARTY."

21 Renumber succeeding subsections accordingly.

22 Page 5, line 27, strike "(4)(a) OR (4)(b)" and substitute "(9)(a) OR (9)(b)".

23 Page 5, strike lines 31 and 32 and substitute:

24 "(d) (I) FOR A SAMPLE SIZE OF ONE THOUSANDTH OF THE
25 TRANSPORTATION TASKS FOR WHICH A TNC DISPATCHES A DRIVER, OR AN
26 AMOUNT LESS AS AUTHORIZED BY THE DIRECTOR BY RULE, AND PURSUANT
27 TO A REPRESENTATIVE AND REPRODUCIBLE SAMPLING METHODOLOGY
28 DETERMINED AND DESIGNED BY THE DIRECTOR AND IN CONSULTATION
29 WITH THE TNCs:".

30 Page 5, line 33, strike "(I)" and substitute "(A)".

31 Page 5, line 35, strike "(II)" and substitute "(B)".

32 Page 5, line 36, strike "(III)" and substitute "(C)".

33 Page 5, line 38, strike "(IV)" and substitute "(D)".

34 Page 5, line 40, strike "(V)" and substitute "(E)".

- 1 Page 5, line 42, strike "(VI)" and substitute "(F)".
- 2 Page 5, line 43, strike "(VII)" and substitute "(G)".
- 3 Page 6, line 3, strike "(VIII)" and substitute "(H)".
- 4 Page 6, line 5, strike "(IX)" and substitute "(I)".
- 5 Page 6, line 6, strike "(X)" and substitute "(J)".
- 6 Page 6, line 9, strike "(XI)" and substitute "(K)".
- 7 Page 6, line 12, strike "TASK; AND" and substitute "TASK."
- 8 Page 6, after line 12 insert:
- 9 "(II) TO ENSURE THE RELIABILITY OF A TNC'S SAMPLING PROCESS
10 USED PURSUANT TO THIS SUBSECTION (9)(d) AND THE TNC'S COMPLIANCE
11 WITH THE SAMPLING PROCESS, THE DIRECTOR MAY AUDIT THE TNC'S
12 SAMPLING PROCESS BY REQUIRING THE TNC TO PROVIDE THE DIRECTOR
13 THE TOTAL NUMBER OF DISPATCHED TRANSPORTATION TASKS MADE
14 DURING THE RELEVANT SEMIANNUAL PERIOD."
- 15 Page 6, line 33, strike "(4)(e)(IV)(A) TO (4)(e)(IV)(C)" and substitute
16 "(9)(e)(IV)(A) TO (9)(e)(IV)(C)".
- 17 Page 6, line 39, strike "(4)" and substitute "(9)".
- 18 Page 7, strike line 13 and substitute "OFF, WHEN AVAILABLE."
- 19 Page 7, line 36, strike "(6)(b)" and substitute "(11)(b)".
- 20 Page 8, line 6, strike "(6)" and substitute "(11)".
- 21 Page 8, line 20, strike "(6)(f)" and substitute "(11)(f)".
- 22 Page 8, line 39, strike "A" and substitute "ON AND AFTER FEBRUARY 1,
23 2025, A".
- 24 Page 8, lines 42 and 43, strike "TASKS, INCLUDING" and substitute
25 "TASKS".
- 26 Page 9, line 9, strike "(8)(d)" and substitute "(13)(d)".

- 1 Page 9, line 16, strike "(8)(a)(II)" and substitute "(13)(d)(II)".
- 2 Page 9, line 18, strike "(8)(d)(II)" and substitute "(13)(d)(II)".
- 3 Page 9, line 25, strike "(8)." and substitute "(13).".
- 4 Page 9, line 35, strike "(8)(a)(I)" and substitute "(13)(a)(I)".
- 5 Page 9, line 38, strike "(8)(d)," and substitute "(13)(d),".

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