

Submitted by: Chair of the Assembly at the
Request of the Mayor
Prepared by: Department of Law
For reading: September 9, 2014

ANCHORAGE, ALASKA
AO No. 2014-116

1 **AN ORDINANCE OF THE ANCHORAGE ASSEMBLY AMENDING CERTAIN**
2 **SECTIONS OF ANCHORAGE MUNICIPAL CODE CHAPTER 11.10 TO MODIFY**
3 **THE DEFINITION OF VEHICLES FOR HIRE, SUBJECT ANY TRANSPORTATION**
4 **SERVICES FOR REMUNERATION TO REGULATION UNDER TITLE 11, AND**
5 **RELATED MATTERS.**
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8 **WHEREAS**, it is common for businesses in the transportation, travel and hospitality
9 industry to seek contracts with passenger transportation service providers for regular
10 service and transport of guests, contractors or employees to transportation hubs,
11 tours, shopping centers and commercial areas of Anchorage;
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13 **WHEREAS**, it is the intent of the Municipality that all transportation service providers
14 that derive revenue from such services should be regulated under Title 11 of the
15 Anchorage Municipal Code in accordance with the stated jurisdiction of the
16 Anchorage Transportation Commission, for public safety and welfare purposes;
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18 **WHEREAS**, recent administrative adjudications have rendered inconsistent decisions
19 with regards to whether the scope of the vehicle for hire regulations of Title 11
20 encompass the above described transportation services provided under a private
21 contract; now, therefore,
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23 **THE ANCHORAGE ASSEMBLY ORDAINS:**
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25 **Section 1.** Anchorage Municipal Code section 11.10.010 is hereby amended to
26 read as follows (*the remainder of the section is not affected and therefore not set*
27 *out*):
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29 **11.10.010 Definitions.**
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31 When used in chapters 11.10—11.40:
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33 * * * * *

34 W. *Vehicle for hire* means any form of motorized chauffeured passenger
35 transportation offered for hire having a manufacturer's stated seating
36 capacity of 15 or fewer persons, which capacity includes the driver, and
37 does not mean an ambulance, a horse-drawn vehicle, a taxicab, a
38 limousine or a vehicle owned or leased by the Municipality and used to
39 transport passengers for hire in connection with the Municipality's
40 operation of its mass transit system. A vehicle for hire is intended to
41 satisfy a demonstrated, specific [PUBLIC] need for passenger transport
42 by offering and providing limited purpose [AND SHARED] or exclusive

passenger [PUBLIC] transportation services as may be authorized by the
commission.

(AO No. 57-75; AO No. 78-177; AO No. 80-19(S); AO No. 81-149; AO No.
84-18; AO No. 87-8; AO No. 87-126(S); AO No. 94-21(S), § 1, 4-12-94; AO
No. 97-134(S-1), § 1, 12-9-97; AO No. 98-51(S), § 1, 5-4-99; AO No. 2011-
91(S-2), § 1, 9-27-11; AO No. 2013-109(S-1), § 1, 12-3-13)

Section 2. Anchorage Municipal Code section 11.10.030 is hereby amended to
read as follows (*the remainder of the section is not affected and therefore not set
out*):

11.10.030 Anchorage Transportation Commission—Powers and duties.

A. The commission shall regulate all [REGULATED] vehicles that are
chauffeured and transport persons on request for a fee or charge for
such transportation, chauffeurs, and dispatch services in accordance
with this title except for those vehicles for hire which the commission
determines to be subject to a comprehensive regulatory program
established by Alaska or federal law. No motorized vehicle may be
offered for hire to transport passengers in the municipality
[ANCHORAGE] without being a regulated vehicle, or a vehicle owned
or leased by the Municipality and used to transport passengers for hire
in connection with the Municipality's operation of its mass transit
system. The commission shall not regulate amusement or novelty
rides; courtesy vehicles; buses or bus service; unless the operation of
the vehicle is the same as or substantially similar to the operation of a
limousine, a courtesy vehicle which derives its revenue from or on
behalf of a passenger, or a taxicab, as those terms are defined in
section 11.10.010, which shall be subject to regulation by the
commission. Vehicles with a manufacturer's rated seating capacity of
16 or more persons, which capacity includes the driver, shall not be
regulated by the commission. The purpose of the regulations set forth
in [THIS] chapters 11.10 - 11.40 or adopted by the commission shall be
to protect the public's interest with respect to the price and quality of
service provided by regulated vehicles, ensure the health, safety and
welfare of all users sharing the public roads in the municipality and of
all passengers in for hire vehicles whom entrust their safety to unknown
drivers and vehicles, and ensure fair competition among all providers of
transportation services for remuneration. Such regulations may set
maximum charges for service and minimum standards for service.

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(AO No. 57-75; AO No. 78-177; AO No. 81-149; AO No. 85-87; AO No. 87-8;
AO No. 88-21; AO No. 93-220, § 1, 2-22-94; AO No. 98-51(S), § 1, 5-4-99; AO
No. 2013-109(S-1), § 1, 12-3-13)

Section 3. This ordinance shall be effective immediately upon passage and
approval by the Assembly.

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PASSED AND APPROVED by the Anchorage Assembly this _____ day of
_____, 2014.

Chair of the Assembly

ATTEST:

Municipal Clerk