

**First Reading:** \_\_\_\_\_  
**Second Reading:** \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY CODE, CHAPTER 35, RELATIVE TO PASSENGER VEHICLES FOR HIRE.

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SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Part II, Chattanooga City Code, Chapter 35, Articles I, II, III, VI, and VII, are amended by deleting the “Transportation Board” and “Transportation Inspector” and inserting in lieu thereof “Passenger Vehicle For Hire Board,” “PVH Board,” “Passenger Vehicle For Hire Inspector,” and “PVH Inspector” as appropriate for codification.

SECTION 2. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article II, Division 1, Section 35-17, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-17. Created; membership; term of office and compensation of members; votes required for action of the board.**

There is hereby created a Passenger Vehicle For Hire Board (hereafter either “Passenger Vehicle For Hire Board” or “PVH Board.” The PVH Board shall consist of seven (7) members: Four (4) to be appointed by the Mayor; One (1) to be appointed by representatives from Districts 1, 2, and 3; One (1) to be appointed by representatives from Districts 4, 5, and 6; and One (1) to be appointed by representatives from Districts 7, 8, and 9. The terms of the members shall be three (3) years as designated at the time of appointment and until their successors are appointed. Whenever a vacancy occurs, the vacancy shall be filled for the unexpired term in the same manner as the original appointment. No person shall serve on the Board for more than two (2) consecutive complete terms. The four (4) current members of the PVH Board with unexpired terms shall continue to serve until their terms expire.

SECTION 3. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article II, Division 1, Section 35-21, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-21. Duties of chief of police and Transportation Department.**

The chief of police and the Transportation Department shall advise the PVH Board when requested concerning those matters of public safety and proper traffic control.

SECTION 4. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Part II, Chattanooga City Code, Chapter 35, Article III, Section 35-22, is amended by adding the following definitions:

*Computer aided dispatch:* The use of electronic communication devices and networks or computer, computer software and applications, including mobile telephone applications, for the purpose of a passenger engaging or hiring a passenger vehicle for hire.

*While on Duty:* Means performing services as a passenger vehicle for hire including travel to pick up a passenger and until the vehicle is parked and not performing passenger vehicle for hire services.

*Dispatch:* The process of sending a passenger vehicle for hire to transport a passenger.

*Passenger:* An individual being transported for compensation in a taxicab, sedan, limousine, transportation network company or any passenger vehicle for hire required to have a certificate of public convenience and necessity by this Chapter.

*Prearranged transportation service:* A transportation service that is offered and accepted by a certificate of public convenience holder's computer or Internet-enabled application or digital platform before the transportation commences.

*Rideshare:* The traveling of two (2) or more persons by any mode of private passenger vehicle, including, but not limited to, carpooling, vanpooling, or bus pooling to any location incidental to another purpose of the driver for which compensation is neither accepted, collected, encouraged, promoted, or requested, and for which the primary purpose of the driver cannot be profit or revenue based.

*Taxicab or taxi:* Any motor vehicle, except a limousine, or motor carrier of passengers, regularly engaged in the business of carrying passengers for hire, having a seating capacity of seven (7) or fewer persons including the driver and not operated on a fixed route or schedule.

*TNC*: transportation network company.

*Transportation network company (TNC) driver*: Shall mean a for-hire driver affiliated with and endorsed to accept dispatched trips from a transportation network company, while operating either a for-hire vehicle authorized to operate under this chapter ("TNC licensed driver") or a personal vehicle with a TNC vehicle endorsement ("TNC endorsed driver"). For purposes of this chapter, at any time while a driver is active on the TNC dispatch system, the driver is considered a TNC driver.

*Transportation network company (TNC) endorsed driver*: Shall mean a for-hire driver affiliated with and accepting dispatched trips from a licensed transportation network company, while operating a personal vehicle.

*Transportation network company (TNC) vehicle*: Shall mean a vehicle privately owned by the driver, endorsed by the TNC, and authorized to provide for passenger vehicle for hire services within their network.

*Transportation network service*: Is a prearranged transportation service offered or provided for compensation using an Internet-enabled application or digital platform to connect potential passengers with transportation network drivers. The term transportation network....

*Transportation network company (TNC) vehicle endorsement*: Shall mean an endorsement for a personal vehicle that allows the endorsed TNC driver to use the endorsed vehicle to affiliate with a transportation network company to provide for hire transportation to passengers via an application dispatch system. The endorsement demonstrates that the vehicle has met the minimum operating requirements as set forth in Chapter 343 of this code.

*Vehicle for hire*: Any person, firm, partnership, transportation network company or computer aided dispatch motor vehicle, association or corporation engaged, as principal or agent, in the selling, offering for sale, negotiation for, soliciting by advertisement or otherwise, arranging as an intermediary or otherwise, or that holds such person or firm out as one who sells, provides, furnishes or arranges for, transportation for any person or persons over the streets, roads and public highways of the City of Chattanooga for a fare, fee or any form of remuneration or upon a share-expense plan or for fixed compensation, either in private or for hire motor vehicles or in the private motor vehicles of persons not motor carriers or contract haulers, an operator under an interstate permit or contract hauler's permit permitting the transportation of passengers over such highways between the points for which such transportation is sold or provided. Vehicle for hire does not apply to the transportation of children to and from school, the Chattanooga Area Regional Transit Authority, or courtesy vehicles. Vehicle for hire for purposes of regulation under this Chapter does not include any motor vehicle to the extent that such motor vehicle is regulated in a particular area by the Tennessee Department of Safety. Vehicles for hire include pedal carriages and rickshaws as modes of transportation-for-hire

within entertainment, dining, scenic and/or historic areas of the center city and the use of electric personal assistive mobility devices or segways (EPAMDs) to transport passengers for hire.

SECTION 5. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-23, is amended adding deleting Subsection (13) and inserting the following appropriated designated Subsections:

- (16) Each vehicle for hire shall be equipped with the same number of operable seat belts as was installed on the vehicle at the time of its manufacture;
- (17) All taxis shall pass an annual Hamilton County emissions test and submit verification of the test results to the PVH Inspector or Board.

SECTION 6. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article II, Division 1, Section 35-23 (a), is amended by adding the following appropriately designated Subsection:

- (17) A TNC passenger vehicle for hire shall not be older than \_\_\_\_ years (10).
- (18) A TNC passenger motor vehicle for hire shall be inspected by the PVH Inspector. The PVH Inspector shall issue an endorsement for a personal vehicle that allows the endorsed TNC driver to use the endorsed vehicle to affiliate with a transportation network company.

SECTION 7. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Subsection 35-24(a), is amended deleting said Subsection in its entirety and inserting in lieu thereof the following:

- (a) Each taxi shall bear on the outside of each front door, in painted letters, decal or other appropriate signage not less than four (4) inches nor more than six (6) inches in height, the name of the company and, in addition, may bear an identifying monogram or insignia. No vehicle covered by the terms of this article shall be licensed whose color scheme, identifying design, monogram or insignia to be used thereon shall in the opinion of the PVH Board conflict with or imitate any color scheme, identifying design, monogram or insignia used by a vehicle already operating under this article in such manner as to be misleading or tend to deceive or defraud the public. If, after a certificate of public convenience and

necessity has been issued for a vehicle for hire under this article, the color scheme, identifying design, monogram or insignia thereof is changed so as to be, in the opinion of the PVH Board, in conflict with or imitate any color scheme, identifying design, monogram or insignia used by any other person, owner or operator, in such manner as to be misleading or tend to deceive the public, the certificate of or certificate covering such taxicabs shall be suspended or revoked.

SECTION 8. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Subsection 35-24 is amended by adding the following new Subsection:

Transportation network companies shall not be required to have a common color scheme. Transportation network companies shall require transportation network endorsed drivers to have trade dress approved by the Transportation Board.

SECTION 9. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-25, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-25. Taximeters.**

- (a) All vehicles for hire operated under the authority of this article as a taxi shall be equipped with taximeters fastened in front of the passengers, visible to them at all times day and night. After sundown, the face of the taximeter shall be illuminated. Taximeters required by this Section shall be operated by a device of standard design and construction, operated either from the transmission or from one of the front wheels by a flexible and permanently attached driving mechanism. Each taximeter shall denote when the vehicle is employed and when it is not employed. It shall be the duty of the driver to activate the taximeter into a recording position at the beginning of each trip and to deactivate such taximeter into a non-recording position at the termination of such trip.
- (b) Taximeters shall be subject to inspection from time to time by the transportation inspector(s). The PVH Inspector or any police officer is hereby authorized, either on complaint of any person or without such complaint, to inspect any meter, and upon discovery of any inaccuracy therein, to notify the person operating such vehicle for hire to cease operation. Thereupon, such vehicle for hire shall be kept off the highways until the taximeter is repaired and in required working condition to the satisfaction of the PVH Inspector and certified by a taximeter company authorized to repair and certify taximeters. The provisions of this section shall not apply to a

vehicle for hire that has been approved by the PVH Board to charge a fare or compensation on a contract basis without the use of a taximeter.

- (c) Taximeters shall be inspected, tested, certified and sealed annually by a taximeter company authorized to repair and certify taximeters.
- (d) It shall be unlawful for an unauthorized person to tamper with a taximeter.
- (e) It shall be unlawful to operate a passenger vehicle for hire that requires a taximeter in which the taximeter seal affixed thereto by a licensed taximeter company that has the seal been tampered with, broken or altered in any manner. A driver of a passenger vehicle for hire shall notify the registered owner to the motor vehicle, the holder of the Certificate of Convenience and Necessity and Transportation Inspector by telephone immediately by telephone or other media, and in writing within twenty-four (24) hours upon discovery of any of the following with respect to the following equipment:
  - i) Any material change to a taximeter in a vehicle for hire operated by the driver since the last inspection by the Transportation Inspector; and
  - ii) Any taximeter seal in the passenger vehicle for hire operated by the driver that has been removed or tampered with.

SECTION 10. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-26 is amended by deleting Subsections (a) (1) and (4) in their entirety and inserting in lieu thereof the following:

- (1) There is hereby established a maximum rate to be charged for taxicab service. The maximum charge for actuating the meter shall be no greater than two dollars and fifty cents (\$2.50). The maximum charge for each one-tenth (0.10) of a mile thereafter shall be no greater than twenty cents (\$0.20). The rate shall be subject to a performance review by the Office of the Mayor.
- (4) There will be an additional charge for waiting time which shall be up to a maximum of forty cents (\$0.40) for each one (1) minute of waiting.

SECTION 11. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article II, Division 1, Section 35-26, is amended by adding the following new Section:

- (c) No owner, driver or operator of a vehicle for hire without a taximeter shall charge a greater sum for the use of a vehicle for hire than the rates set below:
- (1) Fares for a TNC company or for vehicles for hire dispatched through computer aided dispatch shall not be less than the maximum rate authorized for taxis or taxicabs.
  - (2) Fares may be based on a flat rate agreed upon by the passenger and driver, mileage, distance or time except as prohibited by this Section.
  - (3) Fares may not be based upon a fare with a passenger or passengers that simulates or mirrors a fare charged by an operator of a taxicab.
  - (4) Taxis may not charge a fare as a TNC passenger vehicle for hire.
  - (5) Fares shall be disclosed at the time the TNC vehicle for hire is engaged. A TNC endorsed driver and vehicle shall not charge a fare higher than initially quoted to a passenger without prior disclosure to the passenger and an agreement by the passenger to pay the fare that may exceed the initially quoted fare.

SECTION 12. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-33, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-33. Cruising.**

No driver or chauffeur of a vehicle for hire shall cruise in search of passengers, except in such areas and at such times as shall be designated by the PVH Board or Transportation Department. Such areas and times shall only be designated when the PVH Board finds that a vehicle for hire would not congest traffic or be dangerous to pedestrians and other vehicles.

SECTION 13. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-41, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-41. Duty to render service; central place of business required.**

- (a) All persons engaged in the business of operating a passenger vehicle for hire as a taxi under the provisions of this Chapter shall render an overall service to the public desiring to use vehicles for hire. Vehicles for hire shall answer all calls received for service within the corporate limits of the City as soon as they can do

so and if such services cannot be rendered within a reasonable time, the vehicle for hire shall notify the prospective passenger(s) how long it will take to before such call can be answered. Any holders of certificates of public convenience and necessity or privilege authorized by the PVH Board who shall refuse to accept a call for service shall be deemed a violator of the requirements of this Chapter and certificates of public convenience and necessity or privilege may be suspended or revoked.

- (b) Holders of certificates of public convenience and necessity shall maintain a central place of business. The central place of business may be used for the purpose of receiving and dispatching calls. The central place of business shall be used to store or park vehicles for hire not in use.

SECTION 14. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-45, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-45. Proof of financial responsibility of vehicles for hire required.**

- (a) All vehicle for hire companies, including, transportation network companies, shall be required to show proof of liability insurance or a certificate of self-insurance issued pursuant to T.C.A. § 55-12-111 to the PVH Board for each motor vehicle engaged in the business of transporting passengers for hire and operated under their franchise. The holder of a certificate of public convenience and necessity shall immediately notify the PVH Inspector by telephone or other media, and in writing within twenty-four (24) hours if a liability insurance policy is canceled or terminated on a passenger vehicle for hire. A passenger vehicle for hire shall not be operated while the insurance is terminated or cancelled.
- (b) The insurance required by this section shall cover each vehicle for hire operated under their certificate of public convenience and necessity.
- (c) Failure to maintain the insurance required by this section shall be grounds for revocation of a holder's certificate.
- (d) All vehicles for hire must meet the insurance requirement of this section even if the privilege for a vehicle for hire is not in use or has been suspended by this board. If a vehicle for hire becomes inoperable for any reason other than suspension of the privilege and is not being used in the business of transporting passengers for hire, including during the period of a Temporary Medical Exception as set forth in Section 35-59(c), the certificate holder shall notify the PVH Inspector in writing that the vehicle is inoperable and/or not in use and

insurance will no longer be required after such written notice is given. The certificate holder shall keep an accurate list of all privileges for vehicles operating under the certificate holder's franchise or umbrella.

SECTION 15. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-48, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-48. Public hearing.**

Upon the filing of an application for a certificate of public convenience and necessity and/or a request for additional privileges, the PVH Board shall fix a time and place for a public hearing thereon, to be not less than thirty (30) days after receipt of the application or request. Notice of such hearing shall be given to the applicant and to all persons to whom certificates of public convenience and necessity have been theretofore issued. Due notice shall be given the general public by posting a notice of such hearing in the morning and evening newspapers at least seven (7) days prior to the public hearing. Any person may file with the PVH Board a memorandum in support of or opposition to the issuance of a certificate of public convenience or a request for additional vehicle for hire permits. The PVH Board may call special meetings for the consideration of new certificates of public convenience and necessity and/or applications for new vehicle for hire permits. The PVH Board shall adopt procedures to govern the consideration of such applications.

SECTION 16. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-49, is amended by deleting said Section in its entirety and inserting in lieu thereof the following:

**Sec. 35-49. Issuance.**

- (a) If the PVH Board finds that further vehicle for hire service in Chattanooga is required for the public's convenience and necessity and that the applicant is fit, willing and able to perform such public transportation and to conform to the provisions of this article, the PVH Board shall issue a certificate, stating the name and address of the applicant, the number of vehicles authorized upon such certificate and the date of issuance; otherwise, the application shall be denied. Provided that should the application be incomplete, the PVH Board shall not issue a certificate of public convenience and necessity until any omissions are cured. Any material misrepresentation in the application shall be a basis for denial of a certificate of public convenience and necessity. If the applicant or any owner of the business having a ten percent (10%) or greater financial interest in the business has been convicted of two (2) or more felonies within ten (10) years of the date of the application, the certificate shall be denied. If the applicant or any owner of the business having a ten percent (10%) or greater financial interest in

the business has been convicted of a felony within ten (10) years, the certificate may be denied.

- (b) In making the above findings, the PVH Board shall take into consideration the numbers of vehicles for hire already in operation, whether existing transportation is adequate to meet the public need, the probable effect of increased service on local traffic conditions and the character, experience and responsibility of the applicant.
- (c) The PVH Board may place a cap on the number of privileges that may be authorized to operate under a Certificate of Public Convenience and Necessity. Permits for a vehicle for hire under this Chapter which are not regularly used shall not be renewed.
- (d) A certificate holder shall have thirty (30) days from the date a vehicle for hire is approved to make such vehicle for hire operational. Applicants shall have ninety (90) days following the approval of a certificate of public convenience and necessity to obtain and have inspected all vehicles for hire authorized by the PVH Board. If a vehicle for hire shall not be operated for sixty (60) or more days, the privilege for that vehicle for hire shall be revoked by the PVH Board unless the certificate holder notifies the PVH Board and obtains a replacement vehicle that is inspected and approved by the PVH Board Inspector or the PVH Board approves additional time with adequate justification.
- (e) The action of the PVH Board in issuing or denying such a certificate shall be final, except as it may be subject to review at law.

SECTION 17. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, is amended by adding the following new appropriately designated Section:

**Sec \_\_\_\_.** **Immobilization and Impoundment of unauthorized passenger vehicles for hire.**

- (a) A motor vehicle that is operated as a passenger vehicle for hire without a privilege or certificate of public convenience and necessity as required by this Chapter is subject to being ticketed, immobilized, or impounded all in accordance with the remedies established in this Chapter.
- (b) The PVH Inspector or police officer that orders the impoundment of a motor vehicle based upon its use in violation of this Chapter shall, within three (3) business days of impoundment a motor vehicle, issue notice to the registered owner of the motor vehicle that the motor vehicle has been impounded by the PVH Inspector. The registered owner, or his agent, of the motor vehicle shall have the right to request a hearing before the PVH Board to request that the motor vehicle be released. If the registered owner of the motor vehicle does not request

a hearing in writing within ten (10) days of the issuance of the notice by the PVH Inspector, the motor vehicle shall be deemed abandoned to have been and maybe disposed of as contemplated by law.

- (c) At each hearing requested pursuant to this section, the PVH Inspector shall have the burden of proving by a preponderance of the evidence that the impounded motor vehicle was used as a passenger vehicle for hire in violation of this Chapter.
- (d) If the determination of the PVH Board is favorable to the registered owner of the motor vehicle, the PVH Board shall order the release of the motor vehicle.
- (e) If the determination of the PVH Board is adverse to the registered owner of the motor vehicle, the PVH Board shall require the PVH Inspector to proceed to dispose of the motor vehicle subject to judicial review.
- (f) An appeal from the PVH Board's determination may be made to a court of competent jurisdiction as provided by law. If the court finds that the impoundment was not justified, the PVH Board and Inspector shall release the motor vehicle to the registered owner or registered owner's authorized representative.

SECTION 18. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article II, Division 1, Section 35-54, is amended by deleting Subsection (b) in its entirety and substituting in lieu thereof the following:

- (b) No person shall operate as a vehicle for hire or operate a motor vehicle to transport passengers for hire, including a TNC or TNC endorsed motor vehicle, upon the streets, roads and public highways of Chattanooga, and no person who owns or controls a motor vehicle engaged in the business of transporting passengers for hire shall permit such motor vehicle to be so driven and no motor vehicle licensed by the Transportation Board shall be so driven at any time for hire, unless the driver or chauffeur of such motor vehicle shall first obtain and shall have then in force a driver's permit issued under the provisions of this division or a chauffeurs' license.

SECTION 19. BE IT FURTHER ORDAINED That Part II, Chattanooga City Code, Chapter 35, Article III, Division 1, Section 35-67 is amended by deleting said Section in its entirety and substituting in lieu thereof the following:

- (a) The PVH inspector may cause immediate suspension or revocation of a license, inspection sticker, or driver's permit issued pursuant to this Article under the following circumstances:
- (1) For violation(s) of any federal, state, or local law which would constitute grounds for denial of a driver's permit;
  - (2) For a driver's failure or refusal to comply with the requirements of this Chapter or related regulations or refusal to cooperate with reasonable requests made by an inspector investigating complaints or conducting the semiannual or periodic random inspections pursuant to the operating procedures of the PVH Board in the performance of his or her duties; or
  - (3) For serious violations of applicable ordinances or regulations when such action is deemed warranted by the PVH inspector for reasons of public health or safety. At the time of such action, the driver and/or certificate holder and/or privilege against whom such action is being taken shall be notified in writing of the manner in which a hearing on the matter may be requested.
  - (4) The suspension or revocation notice shall state that the driver may appeal the suspension or revocation to the PVH Board. The PVH Board may affirm, modify or reverse the PVH Inspector's suspension or revocation.
- (b) A privilege or certificate to provide ground transportation service may be suspended, revoked, or have an administrative penalty assessed against it for the following:
- (1) Failure to provide the accurate and complete information required on the annual or renewal application;
  - (2) Failure to have in force the state-issued certificate of authorization to operate a ground transportation service in the City;
  - (3) Failure to have in force the required liability insurance, indemnity bond or plan of self-insurance;
  - (4) Failure to pay any City tax, license fee, or any other type fee and/or tax required by law;
  - (5) Failure to satisfy any administrative sanctions or penalties imposed by the PVH Board; or
  - (6) Substantive or repetitive disregard of any City ordinances and applicable statutes and rules and regulations that specify certificate holders responsibilities and/or obligations.

- (c) All administrative orders of revocation, suspension, or administrative penalties shall be imposed and signed by the PVH Inspector.
- (d) A driver's permit is the property of the City, and when said permit is suspended or revoked, the driver shall immediately surrender the permit to the PVH Board or Inspector. Upon the request of the PVH Board, the certificate holder shall assist the PVH Board in gaining possession of a suspended or revoked driver's permit.
- (e) Point System.
  - (1) Each violation or penalty is assigned a certain number of points, according to the seriousness of the offense. The purpose of this point system is to establish a criterion whereby the discretion allowed in determining the penalty cannot be exercised arbitrarily, each permit, privilege and/or certificate holder will know or can determine his or her "point" status at any given time.
  - (2) After notice and a hearing before the PVH Board, points, convictions/violations for federal, state, and local laws suspensions or revocation shall be assessed or invoked based upon convictions and whether the conviction or violation are based on an administrative hearing, court of competent jurisdiction within the State of Tennessee or any other jurisdiction. Information regarding convictions may be secured from any official sources or records available to public or Departmental inspections. Upon the accumulation of twelve (12) points by any driver, privilege or certificate holder within a period of two (2) years, the PVH Board shall suspend the driver's permit or certificate for a period of six (6) months for the first such accumulation of twelve (12) points, one (1) year for the second such accumulation of twelve (12) points, and two (2) years for any subsequent accumulation of twelve (12) points within the two (2) year period.
  - (3) No person's rights under this Chapter will be suspended without first being given an opportunity to appeal the matter, unless the appeal rights have been voluntarily waived by the driver or certificate holder.
 

Administrative Warning = 1 Point  
 One Day Suspension = 3 Points  
 Two Days Suspension = 6 Points  
 Three Days Suspension = 9 Points  
 Four Days Suspension = 12 Points
  - (4) The PVH Board may suspend or revoke a drivers' permit, privilege to operate a passenger vehicle for hire if the Board finds that it is necessary

to it is detrimental to the health, morals, comfort, safety, convenience or welfare of the inhabitants of the city.

(f) Each day of continued violation shall be considered a separate offense.

SECTION 20. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading:\_\_\_\_\_

\_\_\_\_\_  
CHAIRPERSON

APPROVED:\_\_\_\_ DISAPPROVED:\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
MAYOR

KOF/EDR/mem