

Motor Vehicle Division Informational Memo # 22-29

Transportation Network Companies Administrative Rule Updates

DATE: October 14, 2022

FROM: Kelli Huser, Compliance Officer, MVD

TO: All Vehicle and Motor Carrier Services staff, Bureau of Investigation and Identity staff, Iowa County Treasurers and County Treasurer's staff

SUBJECT

This informational memo explains updates to administrative rule chapter 540 "Transportation Network Companies," Iowa Administrative Code.

SUMMARY

The amendments to this rule chapter relate to permitting and regulation of transportation network companies (TNCs) and TNC drivers. The amendments align with existing legal authority and Department practice, eliminate outdated and irrelevant requirements or options, and accommodate modern procedures.

Updates are made to various rules throughout the chapter to correct the Department's contact and submission information for TNC permits and other required submissions. The amendments adjust the fee payment methods in subrule 540.4(2) to eliminate outdated language and instead use language that will encompass all acceptable payment methods.

The subrule addressing supporting documentation for a TNC permit is amended to clarify that a current copy of the TNC's certificate of good standing must be submitted with the application if the TNC is incorporated or organized.

Finally, the rule making adds a new rule to implement existing statutory authority regarding review of TNC records by the Department. Pursuant to Iowa Code section 321N.2(5), the Department is authorized to examine TNC records for the purpose of enforcing the requirements of Iowa Code chapter 321N. The rule outlines the types of records that will be requested by the Department and how those records may be submitted.

The administrative rule amendments are effective October 12, 2022.

LINK TO ADMINISTRATIVE RULES

<https://www.legis.iowa.gov/docs/aco/arc/6491C.pdf>

CURRENT

Administrative rule chapter 761-540 previously did not recognize all of the current practices associated with regulating TNCs.

NEW

As of October 12, 2022, the rules will now more closely align with current practices outlined in the summary above.

BUSINESS IMPACT

This memo does not significantly impact the way that MVD operates. Rather, the memo is meant to inform staff that the TNC rules have been updated to align with current practices and procedures.