

375-5-5-.02

Definitions. Amended.

Terms used in these rules have the following meaning:

(a) "Certificate" means a certificate issued by the ~~Public Service Commission~~ Department of Public Safety, whether interim or permanent.

(b) "Chauffeur" means any person who meets the qualifications as prescribed in O.C.G.A. §§~~46-7-85.10~~ 40-1-151(2) and 40-5-39 and who is authorized by the Department of Driver Services to operate a limousine.

(c) "~~Commission~~ DPS" means the ~~Public Service Commission~~ Georgia Department of Public Safety.

(d) "Department" means the Department of Driver Services.

(e) "For hire" means any activity wherein a limousine ~~as defined in O.C.G.A. §46-7-85.1~~ and driver are furnished to transport passengers within the State of Georgia for compensation.

(f) "Limousine" means any motor vehicle that meets the ~~manufacturer's specifications for a luxury limousine with a designed seating capacity for no more than ten passengers and with a minimum of five seats located behind the operator of the vehicle, and which does not have a door at the rear of the vehicle designed to allow passenger entry or exit; further, no vehicle shall be permitted to be operated both as a taxicab and a limousine definition set forth in O.C.G.A. §40-1-151(4).~~

(g) "Limousine carrier" means any person operating a service regularly rendered to the public by furnishing transportation for hire, not over fixed routes, by means of limousines, or extended limousines, on the basis of telephone contract or written contract.

Authority: O.C.G.A. §§40-5-39; 40-16-5.

SYNOPSIS

STATEMENT OF PURPOSE AND MAIN FEATURES OF PROPOSED RULE

The purpose of this proposed amendment is to modify the existing rule to conform to the changes resulting from the enactment of House Bill 865 during the 2012 Session of the Georgia General Assembly.

DIFFERENCES BETWEEN EXISTING AND PROPOSED RULES

Paragraphs (a) and (c) were modified to change references to the Public Service Commission to the Department of Public Safety.

Paragraph (b) was modified to delete the reference to O.C.G.A. §46-7-85.10 and replace it with references to O.C.G.A. §§40-1-151(2) and 40-5-39.

The reference to O.C.G.A. §46-7-85.1 was deleted from Paragraph (e).

Paragraph (f) was re-written to refer to the definitions in O.C.G.A. §40-1-151.