

# Transportation Cart Orientation | 2024



# Basics

## Common misunderstandings...

- You are a Commercial motor vehicle.
  - Referred to as a transportation cart in Scottsdale.
- You are NOT a motorcycle
- You are NOT a golf cart...golf carts are on golf courses or in Sun City.
- You are NOT a recreational vehicle.
  - Your registration is only the classification of a recreational vehicle. Under ADOT you are a commercial motor vehicle and must behave like one. A.R.S. § 28-5201 (1.)(e.)

# Basics

As a Commercial motor vehicle, you must...

- Obey all traffic laws as a car would.
  - Just because you are small does not exempt you from obeying traffic laws.
  - **If a car can't do it, then neither can you.**
  - Be aware...If you chose to drive on roads with speeds over 35MPH and cannot maintain the proper speed limit you CAN be given a citation.
  - These carts are not designed for accidents at these speeds.
- You must have the proper equipment a car would.
  - Seatbelts, front window, brake lights, proper tires, headlights...
- You must have a valid Drivers License.

# Arizona Department of Transportation (ADOT)

## What is New

- ADOT is now regulating transportation carts which carry passengers for money (a livery vehicle or vehicle for hire) A.R.S. 28-101.
  - **That means you...**
    - Even if you “just work for tips” you are now a livery vehicle per the State of Arizona.
    - What does that mean to you...

# ADOT

You are now governed by stricter licensing and safety standards as you carry passengers.

- **You must register your cart(s) with ADOT's Vehicle For Hire Unit at:**

[Taxi, Livery and Limousines | Department of Transportation](#)

# ADOT

- You must now have the ADOT Vehicle For Hire permit.
- A.R.S § 28-9503 (E.)
  - The department shall revoke a permit if vehicle for hire company fails to maintain the requirements for either of the following:
    1. Motor vehicle licensing as prescribed by the department.
    2. Motor vehicle insurance as prescribed by section 28-4033.
- A.R.S. § 28-9503 (F.)
  - A vehicle for hire shall have a copy of the permit issued to the vehicle for hire company under this chapter inside the vehicle at all times.

# ADOT

- **License Plate:** The vehicle must have an ADOT/MVD-approved license plate.
- **Insurance and Registration:** Current and correct insurance documents and vehicle registration **must be carried in the vehicle at all times** (A.R.S. § 28-4039).

# ADOT

## Insurance

- After the taxi, livery vehicle or limousine driver has accepted a ride request through any communication and during the time in which the taxi, livery vehicle or limousine driver is providing passenger transportation, the taxi, livery vehicle or limousine driver or the taxi, livery vehicle or limousine company shall maintain the following *commercial insurance coverage*:
  - Primary commercial motor vehicle liability insurance in a minimum amount of \$250,000 per incident, and
  - Commercial uninsured motorist coverage in a minimum amount of \$250,000 per incident
  - Each cart must have its own insurance policy.



# ADOT

- You must have the correct fare signage in your cart.
  - Inside/Interior Signage:
    - The complete permittee's name (business name), driver's name and business address
    - Accurate representation of all fares and fare computation method must be displayed on either an interior sign that is readily visible in a print or electronic format. (A.R.S. § 28-9506 (A) (1,2,3,4).
      - Fares cannot say "minimum" what is a minimum. Must say person, per rider (for all) or for a set distance.
    - In letters at least one-half inch in height.
      - Violations of the above ARS are subject to a civil traffic fine in the City of Scottsdale.
    - This sign can be no bigger than 7x7 inches on the passenger side and no bigger than 5x5 on the driver's side. Must not obstruct the driver's view. (ARS 28-959.01 citation)

# Enforcement

If you are found operating a transportation cart in Scottsdale as a livery vehicle without the ADOT Vehicle For Hire permit to operate as a livery vehicle you (the owner) will be charged with A.R.S. § 28-9521(B) **M2**, along with any insurance violation ARS 28-4036.1 **M3** and 28-4036.2 **M1** (if involved in an accident) and your cart impounded.

# Enforcement

Any other violation of the State Livery law is subject to a Civil Penalty imposed by the Director, which we will forward.

Seatbelts, obstructing the roadway, illegal parking, illegal U-turns, equipment violations (illegal light colors)...are all available online (ARS Title 28) or in any MVD booklet.

**“I didn’t know” is not a legal defense.**

# Enforcement

## Children not being seat belted in.

- If you don't have seatbelts DO NOT pickup families with children. No children on laps...ever.
- **All passengers** under the age of 16 are required to be properly restrained in any/all vehicles. If the child is not restrained, yes the **driver can be cited**. 28-907. A and .B govern child requirements. 28-909 .B1 and B2 discuss the driver failing to require passengers under 16 to wear shoulder and/or lap belts.

## ARS 28-907 (A) and (B)

A person shall not operate a motor vehicle on the highways in this state when transporting a child who is under five years of age unless that child is properly secured in a child restraint system. Each passenger who is at least five years of age, who is under eight years of age and who is not more than four feet nine inches tall is to be restrained in a child restraint system.

## ARS 28-907 (D)

If you are stopped and it is determined by the police officer that there is a child under eight years of age and 4'9" or shorter in the vehicle that is not properly restrained, the officer will issue a citation.

1. "Child restraint system" means an add-on child restraint system, a built-in child restraint system, a factory-installed built-in child restraint system, a rear-facing child restraint system or a booster seat as defined in 49 Code of Federal Regulations section 571.213.

# Transportation Safety Zone (TSZ) Map



# TSZ Rules

There are two laws (ordinances) written specific to transportation carts in the Transportation Safety Zone: **M1**

- **SRC 17-405b.1**- no transportation cart may carry more passengers than there are seats available within a passenger cart in the TSZ.
  - This means each passenger in a seat, no sitting on laps. NOT if part of you is touching the seat you are good. All parts and people must be inside the linear square of the cart.
- **SRC 17-405b.2**- operating a transportation cart with reckless disregard for the safety of persons or property within the TSZ.

# Licensing (Businesses with Taxable Activity)

You need a **Transaction Privilege Tax license (TPT)** through the Arizona Department of Revenue listing the City of Scottsdale as your region code for these taxable activities. (See AZTaxes.gov to register \$12)

## **Advertising for local businesses on your cart (Sec 405 (a)).**

- **The carts are being driven around Scottsdale, so it is taxable to Scottsdale regardless of where your company is located.**

## **Tours**

- **Are taxable to the City of Scottsdale – If the tour starts here (regardless of where they end up).**

## **Cart Rentals**

- **If cart company is renting carts to the driver for their use (or the owner driving) collecting a fee in Scottsdale.**

(Charge) S.R.C. Appendix C, Section 350;

Operating a business without a license. (Scottsdale Model City Tax Code)



# Licensing (Businesses Based in Scottsdale)

You need a **Business Registration license** if your business office (or house where you park your cart) is located in the City of Scottsdale – Regardless of activity (see Business Registration ordinance).

- If, you are only accepting tips– The Tax (TPT) license through the State Department of Revenue is **not** required.
- You still need all State ADOT licenses required for this activity.



# Licensing

## Businesses located outside of Scottsdale

- If you are based out of another city, check with that city to see if your business is required to hold a license with that municipality.
  - You still need a State TPT with the Scottsdale city code if collecting fees in Scottsdale.
- Check with any other cities where you are providing this activity to make sure you are in compliance with their ordinances.

# Baseball Operations

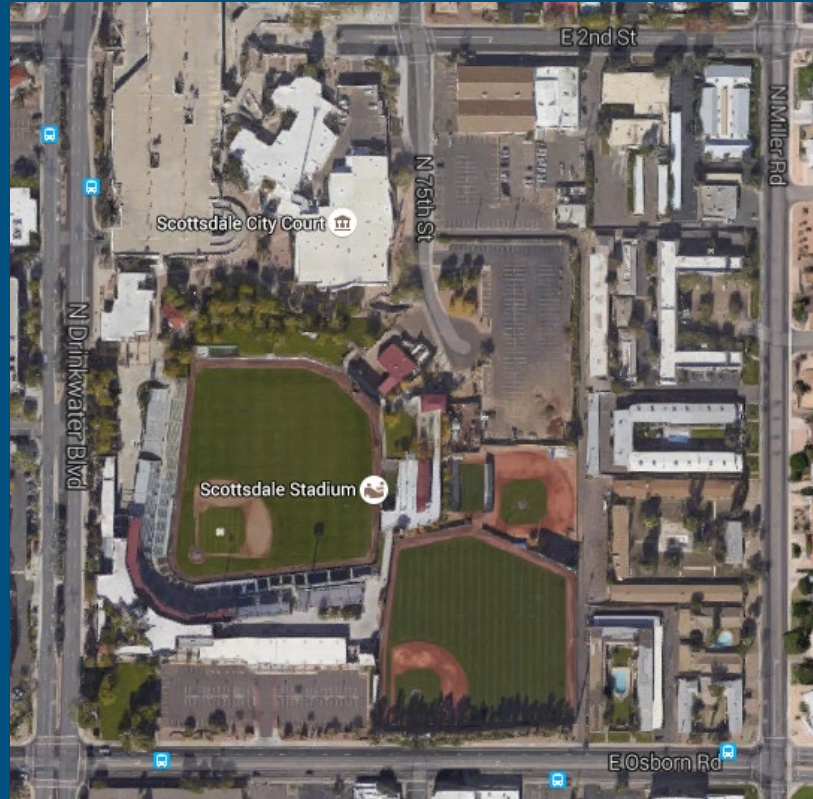
- All transportation cart / taxi cab pick-up and drop-off should be conducted **in the inside lane of Drinkwater (by the Stadium) between Osborn and the parking garage entrance. A second pick up and drop off lane is available on Osborn to the east of the Gate B entrance.** A pick-up and drop off lane will be created for transportation vehicles to use. This is NOT a sitting lane, but a pick-up and drop off lane.
- Transportation carts and pedicabs are NOT allowed to stage along Osborn Road in the bike lanes or sidewalks (SRC 17-345.11) outside of the Giants parking lot. This would include the area from Drinkwater east to the 75<sup>th</sup> Street crosswalk.
- **A temporary no U-Turn sign will be placed at Drinkwater and Osborn** to help stop the constant circling and congestion of the transportation vehicles along Drinkwater. The sign will prohibit S/B to N/B U-Turns on Drinkwater at Osborn. Transportation carts may use 4<sup>th</sup> Street to cross Drinkwater to the appropriate drop-off /pick-up area.

# Baseball Operations

You may pick up and drop off on 75<sup>th</sup> Street by Gate A. You may NOT stage at this location.

- 4<sup>th</sup> Street from Drinkwater is **Private Property of the Hospital**. They allow us and you to use this area for drop off and short cuts.
- DO NOT abuse this courtesy from the hospital | Abuse it and lose it.

# Baseball Operations



# Complaints

- Lacking proper equipment
- Not obeying traffic laws
- Parking wherever you wish (not legally)
- Flashing lights on your carts
- Loud music in residential areas after 10:00PM or after bar hours 0200 in the Downtown
- Fare disputes or not clearly explaining or posting fares
- Not having proper documents (licenses)

# Contacts

- Sgt. Eric Bolles | [ebolles@scottsdaleaz.gov](mailto:ebolles@scottsdaleaz.gov)
- Sgt. Chris Hontz | [chontz@scottsdaleaz.gov](mailto:chontz@scottsdaleaz.gov)
- Tax and Licensing Specialist, Sarah VanGoethem | [SVanGoethem@Scottsdaleaz.gov](mailto:SVanGoethem@Scottsdaleaz.gov)
- ADOT/MVD – Vehicle For Hire Unit | [vehiclelicense@azdot.gov](mailto:vehiclelicense@azdot.gov)

# Thank you

- Be safe
- Obey the laws
- Be good neighbors and partners with the City

