



CITY OF FITCHBURG BOARD OF LICENSE COMMISSIONERS

Application for Taxi Operator Permit \$25 Filing Fee

Please note the following before submitting this application:

The License Commission **shall not** issue a Permit if the applicant:

- (1) Has not fully and accurately completed the application;
- (2) Has not attained the age of eighteen (18) years;
- (3) Is not the holder of a valid Massachusetts motor vehicle operator's license authorizing the operation of passenger type motor vehicles;
- (4) *Has, in any jurisdiction during the past 5 years, been convicted of a felony or, in regard to any felony offense, has a finding of sufficient facts for a finding of guilty; (the 5 years to begin with the emancipation of criminal charges, probation, parole or jail release)
- (5) Has, in any jurisdiction, been convicted of distribution of any controlled substance;
- (6) Has, in any jurisdiction, been convicted of or subject to a finding of sufficient facts for a finding of guilty relative to a criminal offense that involved causing death or serious bodily injury in a motor vehicle accident;
- (7) Has, in any jurisdiction, during the past five years been convicted of a misdemeanor offense or, in regard to a misdemeanor offense, had a finding of sufficient facts for a finding of guilty, if said misdemeanor offense involved: assault, assault & battery; threatening; larceny; fraud; prostitution; gaming; illegal sale or distribution of an alcoholic beverage; use or possession of a controlled substance; operating a motor vehicle while under the influence of liquor or drugs; operating a motor vehicle in a race or in a negligent or reckless manner; leaving the scene of a motor vehicle accident; or refusing to stop or submit to a police officer;
- (8) Has, in any jurisdiction, during the past five years been involved in two or more at-fault motor vehicle accidents;
- (9) Has, in any jurisdiction, during the past five years been found responsible for or guilty of two or more civil or criminal violations of motor vehicle law relating to the unsafe operation of a motor vehicle; (the 5 years to begin with the emancipation of criminal charges, probation, parole or jail release)
- (10) Has, in any jurisdiction, a driving record that tends to indicate unsafe operation of motor vehicles or a disregard for motor vehicle law;
- (11) Has, within the previous five (5) years, had a permit to operate a taxi or livery vehicle revoked for any reasons listed in Section G – Suspension and Revocation of permit.
- (12) The License Commission may, upon receipt of a written request by an applicant denied a Permit under paragraphs 4, 5, and 6 of this section, hold a hearing and reconsider its denial. It shall be the applicant's burden to produce substantial evidence at the hearing that the public health, safety and welfare is furthered by reconsideration of the Commission's denial. If the License Commission finds that the applicant has sustained his burden with respect to that effect, the Commission may issue a Permit. Any Permits issued in this manner may be limited or conditioned as the Commission sees fit in the best interest of the public.

PLEASE CONTINUE TO NEXT PAGE.....

Please PRINT and complete all information. Incomplete applications will not be processed.

Full Name _____

Address _____
Street Number and Street Name City State

Age _____ Height _____ Weight _____

Complexion _____ Hair Color _____ Eye Color _____

What Taxi Company will you be driving for? _____

You must attach to this application a copy of an employment agreement with the taxi company

Are you licensed to drive a motor vehicle in Massachusetts? YES / NO (Circle One)

Have you ever been licensed to drive in any other State? YES / NO (Circle One)

If yes, which State or States? _____

Has your license to drive ever been suspended or revoked in any other State, including Massachusetts? YES / NO (Circle one)

If yes, Which State or States? _____

Is this a New Application _____ or Renewal of existing permit _____ (Check one)

I acknowledge that I have received a copy of the City of Fitchburg Taxi Driver regulations.

Signature _____

Date _____



Board of License Commissioners
Municipal Offices, 166 Boulder Drive
Fitchburg, MA 01420
(978) 829-1820

Daniel C. Sarefield, Chairman
Donna Pawlak
Glenn C. Fossa

CORI REQUEST FORM

The Fitchburg License Commission has been certified by the Criminal History Systems Board for access to conviction and pending criminal case data. As an applicant/employee for _____, I understand that a criminal record check will be conducted for conviction and pending criminal case information only and that it will not necessarily disqualify me. The information below is correct to the best of my knowledge.

Applicant/Employee Signature

APPLICANT/EMPLOYEE INFORMATION (PLEASE PRINT)

LAST NAME

FIRST NAME

MIDDLE NAME

MAIDEN NAME OR ALIAS (IF APPLICABLE)

PLACE OF BIRTH

DATE OF BIRTH

SOCIAL SECURITY NUMBER

ID Theft Index PIN*
(if applicable)

MOTHER'S MAIDEN NAME

CURRENT AND FORMER ADDRESSES:

SEX: _____ HEIGHT: ____ft. ____in. WEIGHT: _____ EYE COLOR: _____

STATE DRIVER'S LICENSE NUMBER: _____
(Include state of issue)

***THE ABOVE INFORMATION WAS VERIFIED BY REVIEWING THE FOLLOWING FORM OF
GOVERNMENT ISSUED PHOTOGRAPHIC IDENTIFICATION _____

REQUESTED BY: _____
SIGNATURE OF CORI AUTHORIZED EMPLOYEE

*The CHSB Identify Theft Index PIN Number is to be completed by those applicants that have been issued an Identity Theft Index PIN Number by the CHSB. Certified agencies are required to provide all applicants the opportunity to include this information to ensure the accuracy of the CORI request process.
All CORI request forms that include this field are required to be submitted to the CHSB via mail or by fax to 617-660-4614.



**Board of License Commissioners
Municipal Offices, 166 Boulder Drive
Fitchburg, MA 01420
(978) 829-1820**

AUTHORITY FOR RELEASE OF INFORMATION

I, _____ do hereby authorize a review of and full disclosure of all records including driving records, or any part thereof, concerning myself, by and to the Board of License Commissioners for the City of Fitchburg, whether said records are public, private or confidential in nature.

The intent of this authorization is to provide full and free access for the specific purpose of providing pertinent data to the Board to determine my suitability to be granted a License or Permit. This information may include but not be limited to a C.O.R.I., Criminal or Civil claims or suits and credit reports.

I agree to indemnify and hold harmless the Board, its agents and employees from any action, claim, suit, demand or damages in relation to such matters. I further understand that the sources of confidential information cannot be revealed to me.

A photocopy, fax, or e-mail of this form will be valid as an original even though they do not contain an original writing of my signature.

MUST BE SIGNED IN THE PRESENCE OF A NOTARY

Signature _____

Subscribed and sworn before me this _____ day of _____ year _____

My commission expires _____ year _____

Notary: _____



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF TRANSPORTATION
REGISTRY OF MOTOR VEHICLES

EOT

RACHEL KAPRIELIAN
REGISTRAR

DRIVER CONTROL UNIT
P.O. BOX 55896
BOSTON, MA 02205
WWW.MASS.GOV/RMV

REQUEST FOR DRIVING RECORD

(Fee: \$20.00)

Please print clearly.

Requestor Information

Does the Driving Record need to be certified (imprinted with a Registrar's stamp)? Yes No

Certified requests are only processed by the Driver Control Unit at 630 Washington Street, Boston, MA 02116.

If mailing your request, use the P.O. Box above and include a check or money order payable to the RMV.

Name of Requestor: _____ Date: _____

Address of Requestor: _____

City: _____ State: _____ Zip: _____

If requesting as an authorized representative of:

Name of Company/Agency: _____

Company/Agency Address: _____

Requests a Driving Record for the following person:

All information MUST be supplied.

Requested Driver Information

Name: _____
Last First Middle or Initial

Date of Birth: _____ / _____ / _____
Month Day Year

Driver's License Number: _____

Note: If you do not know the Driver's License Number and believe that you may qualify as a permitted user of personal information from motor vehicle records under the Driver Privacy Protection Act, 18 U.S.C 2721 et seq, please indicate this to the RMV representative.

7. PERMIT TO OPERATE A TAXI OR LIVERY VEHICLE (DRIVERS)

A. APPLICATION PROCESS.

Each application for a permit to operate a taxi or livery vehicle shall be submitted upon a standard form to be developed by the Permit Authority and must be accompanied by an Application/Permit non-refundable fee of \$20.00; two (2) passport size photographs of the applicant. Each application must contain a signed statement, by the holder of a license to operate a taxi or livery service, of intent to hire the applicant.

B. BACKGROUND CHECK.

Upon receipt of an application, a background check, CORI and SORI, shall be conducted of the applicant to determine if the applicant is subject to any of the conditions requiring a denial of the permit.

Each applicant will be requested to sign an Authority for Release of Information form granting the Board permission to request full disclosure of all records including driving records, or any part thereof, concerning him/herself, from any entity whether said records are public, private or confidential in nature.

C. PERMIT TO OPERATE A TAXI OR LIVERY VEHICLE

No person shall operate a taxi or livery vehicle without a valid Massachusetts Motor Vehicle Operator's License and a permit to operate a taxi or livery vehicle issued by the License Commission. The taxi or livery company is responsible for conducting periodic inspections of the driver's Massachusetts Motor Vehicle Operator's License and a permit to operate a taxi or livery vehicle. It is the companies responsibility to insure that drivers have their Massachusetts Motor Vehicle Operator's License and a permit to operate a taxi or livery vehicle in their possession while driving a taxi or livery.

The holder of a permit to operate a taxi or livery vehicle must, within twenty four (24) hours of its occurrence, report the following to the License Commission and, at the same time, surrender his or her permit:

- a) Involvement in any motor vehicle accident; whether on or off duty, which resulted in death, bodily injury or significant property damage;
- b) Being arrested, cited or charged with operating under the influence of liquor or drugs, motor vehicle homicide; operating in a race or operating in a negligent or reckless manner; any crime against a person; or, any felony offense
- c) Suspension or revocation of the permit holder's Massachusetts Motor Vehicle Operator's License, or the suspension or revocation of the permit holder's license or right to operate a motor vehicle in any other state.

D. DENIAL OF PERMIT.

The License Commission shall not issue a Permit if the applicant:

- (1) Has not fully and accurately completed the application;
- (2) Has not attained the age of eighteen (18) years;
- (3) Is not the holder of a valid Massachusetts motor vehicle operator's license authorizing the operation of passenger type motor vehicles;
- (4) *Has, in any jurisdiction during the past 5 years, been convicted of a felony or, in regard to any felony offense, has a finding of sufficient facts for a finding of guilty; (the 5 years to begin with the emancipation of criminal charges, probation, parole or jail release)
- (5) Has, in any jurisdiction, been convicted of distribution of any controlled substance;
- (6) Has, in any jurisdiction, been convicted of or subject to a finding of sufficient facts for a finding of guilty relative to a criminal offense that involved causing death or serious bodily injury in a motor vehicle accident;
- (7) Has, in any jurisdiction, during the past five years been convicted of a misdemeanor offense or, in regard to a misdemeanor offense, had a finding of sufficient facts for a finding of guilty, if said misdemeanor offense involved: assault, assault & battery; threatening; larceny; fraud; prostitution; gaming; illegal sale or distribution of an alcoholic beverage; use or possession of a controlled substance; operating a motor vehicle while under the influence of liquor or drugs; operating a motor vehicle in a race or in a negligent or reckless manner; leaving the scene of a motor vehicle accident; or refusing to stop or submit to a police officer;
- (8) Has, in any jurisdiction, during the past five years been involved in two or more at-fault motor vehicle accidents;
- (9) Has, in any jurisdiction, during the past five years been found responsible for or guilty of two or more civil or criminal violations of motor vehicle law relating to the unsafe operation of a motor vehicle; (the 5 years to begin with the emancipation of criminal charges, probation, parole or jail release)
- (10) Has, in any jurisdiction, a driving record that tends to indicate unsafe operation of motor vehicles or a disregard for motor vehicle law;
- (11) Has, within the previous five (5) years, had a permit to operate a taxi or livery vehicle revoked for any reasons listed in Section G – Suspension and Revocation of permit.
- (12) The License Commission may, upon receipt of a written request by an applicant denied a Permit under paragraphs 4, 5, and 6 of this section, hold a hearing and reconsider its denial. It shall be the applicant's burden to produce substantial evidence at the hearing that the public health, safety and welfare is furthered by reconsideration of the Commission's denial. If the License Commission finds that the applicant has sustained his burden with respect to that effect, the Commission may issue a Permit. Any Permits issued in this manner may be limited or conditioned as the Commission sees fit in the best interest of the public.
- (13) The License Commission may utilize the following discretion when necessary: The board may grant a license after making specific written findings that in light of the age and history of the particular applicant , the applicant has demonstrated a long period of sobriety; the applicant has not engaged in other criminal activity which would suggest a continued use for

intent to distribute any controlled substances; the applicant's license will provide the applicant with gainful employment. The license might be conditioned upon the applicant's willingness to submit to random drug and alcohol screens paid for by the applicant. The time, place, and manner of any to random drug and alcohol screens to be left at the discretion of the Commission.

(Revised January 22, 2014)

E. ISSUANCE AND DISPLAY OF PERMIT.

An Applicant, who is not subject to any of the conditions requiring a denial of a permit, shall be issued such permit upon a standard form to be developed by the Permit Authority. Such permit must be displayed, in a place visible to any passenger, in any taxi or livery vehicle operated by the permit holder.

F. DURATION AND VALIDITY OF PERMIT.

A permit to operate a taxi or livery vehicle shall be valid for not more than two (2) years from date of issuance. Such permit may be used to operate a taxi or livery service licensed under the provisions of the Regulation.

G. SUSPENSION OR REVOCATION OF PERMIT.

A Permit to operate a taxi or livery vehicle may be suspended or revoked after notice to the holder of such permit and a hearing before the License Commission.

Suspension or revocation is authorized if the License Commission determines, according to a standard of the evidence, that the permit holder:

- (1) Has knowingly made a false or inaccurate statement on any record or application required by any of the provisions of this Regulation;
- (2) Is, in any jurisdiction, convicted or subject to a finding of sufficient facts for a finding of guilty in regard to any felony offense;
- (3) Is, in any jurisdiction, convicted or subject to a finding of sufficient facts for a finding of guilty relative to a criminal offense that involved causing death of serious injury in a motor vehicle accident;
- (4) Is, in any jurisdiction, convicted or subject to a finding of sufficient facts for a finding of guilty in regard to any misdemeanor offense involving; assault & battery; threatening; larceny; fraud, prostitution, gaming' illegal sale or distribution of an alcoholic beverage; use of possession of a controlled substance; operating a motor vehicle while under the influence of liquor or drugs; operating a motor vehicle in a race or in a negligent or reckless manner; leaving the scene of a motor vehicle accident; or, refusing to stop or submit to a police officer;
- (5) Is, in any jurisdiction, involved in an at-fault motor vehicle accident;
- (6) Is, in any jurisdiction, found responsible or guilty of any civil or criminal violation of motor vehicle law relating to the unsafe operation of a motor vehicle;
- (7) Has operated a vehicle, without a taxi or livery vehicle permit, for the transportation of passengers of a taxi or livery service;
- (8) Has, in regard to the operation of a taxi or livery vehicle, engaged in unfair, deceptive or unsafe practices;

- (9) Has knowingly operated a taxi or livery vehicle in the commission or furtherance of any criminal conduct;
- (10) Has refused to permit any inspection authorized or required by the provisions of this Regulation;
- (11) Has failed to prepare, maintain or file any report, record or notice required by the provisions of this Regulation;
- (12) Has had his or her Massachusetts Motor Vehicle Operator's License suspended or revoked;
- (13) Has been involved in a motor vehicle accident that resulted in death or serious bodily injury, unless an official of competent authority has determined that the permit holder was not at fault in the accident;
- (14) Has engaged in any conduct that is prohibited by the provisions of this Regulation;

H. NOTICE OF SUSPENSION OR REVOCATION OF PERMIT.

Upon the suspension or revocation of a permit to operate a taxi or livery vehicle, the License Commission shall give written notice of such suspension or revocation, with the reason therefore, to the holder of the permit to operate or manage a taxi or livery service by which the suspended or revoked person is employed

I. *INSPECTION OF LICENSE AND/OR PERMIT.

The holder of a permit to operate a taxi or livery vehicle shall make available, upon demand of any police officer or member of the Fitchburg License Commission their Massachusetts Driver's License and their taxi permit. Both of these items are required to be on the person while operating a taxi or livery vehicle. The operator of a taxi or livery vehicle must permit such officer or member to inspect the vehicle to determine its compliance with the provisions of this Regulation.

J. RANDOM DRUG AND ALCOHOL SCREENINGS

When a taxi driver permit is approved with conditions involving random drug and/or alcohol screenings, the taxi company for which the driver will be working is required to open an account at a drug and alcohol testing facility, approved by the License Commission, so that such random testing may be conducted at the expense of the taxi company. The regulation will not prevent the taxi company from collecting the testing fee from the taxi driver. The taxi driver applicant will execute the appropriate HIPA form to allow the taxi company to release the results to the License Commission and the employer.

(Adopted October 20, 2014)

8. GENERAL PROVISIONS

A. NOTIFICATION OF CHANGE OF ADDRESS

A License holder must give notice of any change of address, by certified mail, written notice of any such change to the License Commission.

B. NOTICE AND ACKNOWLEDGEMENT OF REGULATION

The Taxi or Livery company shall provide each driver with a copy of sections 7 and 8 this Regulation. Each applicant must acknowledge on a form, to be designed by the License Commission, the receipt of this regulation. A copy of this acknowledgement will be delivered to the License Commission before the driver permit is issued.

C. NO SMOKING

There shall be NO SMOKING in taxi/livery vehicles at any time.

(Revised May 5, 2008)