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A resolution by Supervisor Satori, requesting the Wisconsin State Legislature to amend the requirements for licensed Transportation Network Companies to include fingerprinting as a component of an applicant’s background check, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Chapter 440.40 of the Wisconsin State Statutes (State Statutes) defines Transportation Network Companies (TNCs), as businesses that, for compensation, use a digital network to connect passengers to participating drivers for the purpose of providing transportation services to those passengers; and

WHEREAS, TNCs service citizens and visitors arriving at General Mitchell International Airport (GMIA), as well as customers throughout Milwaukee County (the County); and

WHEREAS, taxicab drivers are fingerprinted and vetted by the Milwaukee Police Department per Chapter 100 of the City of Milwaukee Code of Ordinances; and

WHEREAS, in contrast, Chapter 440.445 of the State Statutes requires the TNC or a third party to conduct a local and national criminal background check for the individual applicant; and

WHEREAS, this criminal background check includes a multi-state and multi-jurisdictional criminal records locator and a national sex offender registry database, but does not require fingerprinting; and

WHEREAS, fingerprinting adds an additional level of security, as it is nearly impossible to verify an individual’s identity without fingerprinting; and

WHEREAS, fingerprinting ensures higher levels of safety for all those picked up by a TNC driver at GMIA and throughout the County; and

WHEREAS, it is desirable for the County to ensure consistency in the security screening procedures between taxicab drivers and TNC drivers; and

WHEREAS, unlike many other states Wisconsin limits local government authority over TNCs; and

WHEREAS, Chapter 440.465 of the State Statutes prohibits the County from enacting or enforcing an ordinance or resolution that regulates a TNC, its participating drivers, or the participating driver’s vehicle used for those services, with the exception of imposing fees, charges, or issuance of permit for operation at an airport; and

47 WHEREAS, the Committee on Intergovernmental Relations, at its meeting of
48 September 16, 2016, recommended **REJECTION** of File No. 16-543 due to a failed
49 motion to recommend adoption (vote 1-2-1); and

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51 WHEREAS, the Milwaukee County Board of Supervisors, at its meeting of
52 September 22, 2016, referred File No. 16-543 back to the Committee on
53 Intergovernmental Relations (vote 13-4); and

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55 WHEREAS, the Committee on Intergovernmental Relations, at its meeting of
56 January 27, 2017, referred File No. 16-543 to the Committee on Transportation, Public
57 Works, and Transit (vote 4-1); and

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59 WHEREAS, the Committee on Transportation, Public Works, and Transit, at its
60 meeting of April 5, 2017, recommended adoption of File No. 16-543 (vote 2-1); now,
61 therefore,

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63 BE IT RESOLVED, the Milwaukee County Board of Supervisors requests the
64 Wisconsin State Legislature to amend the requirements for licensed Transportation
65 Network Companies to include fingerprinting as a component of an applicant's
66 background check and to submit the applicant's fingerprints to the Wisconsin
67 Department of Justice Crime Information Bureau, as well as the National Crime
68 Information Center; and

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70 BE IT FURTHER RESOLVED, that Government Affairs Staff is requested to
71 communicate the contents of this resolution to the Governor and members of the
72 Wisconsin State Legislature to aid in the passage of this proposed policy; and

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74 BE IT FURTHER RESOLVED, that a copy of this proposed policy be sent to the
75 Wisconsin Counties Association and National Association of Counties.

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