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BEFORE THE STATE OF NEVADA TAXICAB AUTHORITY

In the matter of an emergency action taken by the Taxicab Authority that is necessary to protect public health and safety.	**FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER**

FINDINGS OF FACT

1. "COVID-19" is an infectious disease caused by a virus, SARS-CoV-2 (severe acute respiratory syndrome coronavirus 2).

2. Cases of COVID-19 have spread worldwide and to the United States of America, including the State of Nevada.

3. On March 11, 2020, the Director-General of the World Health Organization declared that "COVID-19 can be characterized as a pandemic."

4. On March 12, 2020, Governor Steve Sisolak declared a "state of emergency" to respond to the ongoing COVID-19 outbreak in Nevada.

5. Taxicab drivers and their vehicles have extensive contact with taxicab passengers and members of the general public.

6. The taxicab industry is an important part of regulated transportation in Nevada, and taxicab certificate holders have existing legal duties to maintain a clean taxicab.

7. The Taxicab Administrator has determined that, in light of the COVID-19 pandemic and state of emergency, emergency action is necessary to further clean taxicabs to protect public health and safety, and to better serve the interests and welfare of certificate holders, taxicab drivers, taxicab passengers and the general public.

8. If any of the foregoing findings of fact is more appropriately construed as a conclusion of law, it may be so construed.

CONCLUSIONS OF LAW

1. That this Order applies to all taxicab certificate holders operating within Clark County, Nevada.

2. "The Administrator is responsible for the control and regulation of the taxicab industry in any county to which NRS 706.881 to 706.885, inclusive, apply and for the administration of NRS 706.881 to 706.885, inclusive." NRS 706.8821(1).

3. Taxicab certificate holders must maintain clean taxicabs, as described in NRS 706.8837(10), NRS 706.8838(4), and other statutes and regulations.

4. The duty of the certificate holder to maintain clean taxicabs extends to all of their taxicabs, whether operated by employee drivers or independent contractors. NAC 706.5557(1)(f)(4)(II).

5. The Taxicab Authority is an "agency" of the State of Nevada for purposes of NRS 233B.031, and may take emergency action that is necessary to protect public health and safety. NRS 233B.038(2)(l).

6. This emergency action is reasonable and necessary to protect public health and safety, and to better serve the interests and welfare of certificate holders, taxicab drivers, taxicab passengers and the general public.

7. If any of the foregoing conclusions of law is more appropriately construed as a finding of fact, it may be so construed.

ORDER

THEREFORE, IT IS HEREBY ORDERED:

1. That all taxicab certificate holders subject to the jurisdiction of the Taxicab Authority must ensure that that every vehicle that currently operates as a taxicab return to and be disinfected at the certificate holder's place of business within twenty-four (24) hours of the the date of this Order.

2. That all taxicab certificate holders subject to the jurisdiction of the Taxicab Authority must as soon as absolutely possible, ensure that all drivers of their taxicabs, whether employee drivers or independent contractors, have disinfecting wipes available at all times in their vehicle. These disinfectant wipes must be labeled as capable of disinfecting human coronavirus.

3. That all taxicab certificate holders subject to the jurisdiction of the Taxicab Authority must as soon as absolutely possible, ensure that all drivers of their taxicabs, whether employee drivers or independent contractors, use disinfecting wipes to clean the passenger door area of the vehicle after any taxicab passenger has disembarked.

4. That this Order takes effect immediately, and remains in full force and effect until further notice by the Taxicab Administrator or the Taxicab Authority.

5. That the Administrator retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

Dated this 13th day of March, 2020.

BY THE AUTHORITY:

Scott Whittemore
Administrator, Nevada Taxicab Authority