

BEFORE THE STATE OF NEVADA TAXICAB AUTHORITY

IN THE MATTER OF:

DISCUSSION AND POSSIBLE DECISION
REGARDING FUEL PRICES AND THE
IMPLEMENTATION OF A FUEL
SURCHARGE.

ORDER

At a regular monthly session of the State of Nevada Taxicab Authority, held at the Nevada Taxicab Authority, 2080 E. Flamingo Rd., Las Vegas, NV 89119.

PRESENT: Ileana Drobkin, Chairperson
Dean Collins, Member
Dennis Nolan, Member
James Campos, Member
Jennifer De Rose, (Acting) Taxicab Authority Administrator
Christine Guerici-Nyhus, Deputy Attorney General

On July 23, 2015, a public hearing was held regarding the above-entitled matter in compliance with the provisions of the Nevada Open Meeting Law, the Nevada Administrative Procedure Act, Chapter 706 of the Nevada Revised Statutes (NRS) and the Nevada Administrative Code (NAC), at which time all interested parties appeared and were permitted to be heard.

The following filed Petitions to Intervene and all were permitted to intervene and be heard: (1) Desert Cab Company, (2) Western Cab Company, (3) A Cab LLC, (4) Nellis Cab Company, (5) Yellow/Checker/Star Cab Companies, (6) Whittlesea Blue Cab Company/Henderson Taxi, (7) Lucky Cab Company, (8) Ace Cab, Inc., Union Cab Co., A NLV Cab Co., Vegas-Western Cab, Inc., and Virgin Valley Cab Company, (9) ITPE Union, and (10) United Steelworkers Union.

Intervenors and Staff were allowed to present argument and evidence regarding the need for a permanent fuel surcharge adjusting automatically due to the rising cost of fuel.

1 The Taxicab Authority received proof regarding the circumstances affecting the interests of
2 the taxicab industry, drivers and customers in Clark County, and having duly considered the
3 evidence and being fully advised in the premises, makes its Findings of Fact and Conclusions
4 of Law, as follows:

5 **FINDINGS OF FACT**

- 6 1. The Board recognizes the need for a fuel surcharge due to the recent increasing cost
7 of gasoline.
- 8 2. The Taxicab Authority Staff recommends a twenty cent (20¢) fuel surcharge on every
9 metered mile be implemented when fuel costs rise above \$3.25 per gallon for a
10 continuing average over a 30 day period. The Board may review the fuel surcharge if
11 the cost of fuel rises above \$4.45 per gallon for a continuing average over a 30 day
12 period. Staff testified that it would be able to begin the process of calibrating
13 taximeters for the fuel surcharge upon approval.
- 14 3. Intervenors supported a fuel surcharge, but recommended that the surcharge be
15 implemented automatically at any time fuel costs fall within the parameters of \$3.25 to
16 \$4.45 per gallon.
- 17 4. Intervenors supported keeping the current Index used to calculate the cost of fuel for
18 the purposes of the fuel surcharge.
- 19 5. The Board finds that further research is needed prior to considering the removal of
20 California from the Index used to calculate the cost of fuel for the purposes of the fuel
21 surcharge.
- 22 6. For purposes of this order, the cost of fuel shall be based upon the figures provided by
23 the United States Department of Energy, Energy Information Administration survey on
24 Weekly Retail Gasoline and Diesel Prices, Regular Grade – West Coast.
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- 1 7. After discussion, the Board made a motion to approve a twenty-cent (20¢) fuel
2 surcharge on the metered mile, to cover costs of fuel up to and including \$4.45 per
3 gallon. This motion also specified a base of \$3.25 for calculation only, and grants to
4 the Administrator the authority to remove the surcharge if the cost of fuel falls below
5 \$3.25 per gallon for a period of 30 consecutive days.
- 6 8. The Board decided that any meter change as a result of a fuel surcharge would be
7 conducted concurrently with the implementation of the 3% excise tax.
- 8 9. If any of the foregoing findings of fact is more properly deemed a conclusion of law, it
9 may be so construed.

12 CONCLUSIONS OF LAW

- 13 1. This matter was held in accordance with applicable Nevada Revised Statutes
- 14 2. The Taxicab Authority has the authority to review and alter taxicab rates, charges, or
15 fares in Clark County, pursuant to NRS 706.8819(1)(a).
- 16 3. The area to be affected by this Order is Clark County.
- 17 4. The interests, welfare, convenience, necessity, and well-being of the customers of
18 taxicabs are better served by this Order.
- 19 5. If any of the foregoing conclusions of law is more appropriately construed as a finding
20 of fact, it may be so construed.

22 ORDER


23 **IT IS HEREBY ORDERED** that the rates, charges and fares be increased as follows:

24 That a twenty cent (20¢) fuel surcharge shall be added to the metered mile for Clark
25 County taxicabs automatically anytime the cost of regular unleaded fuel rises above \$3.25 per
26 gallon on average during a thirty (30) day period. The fuel surcharge may be reviewed if the
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1 unleaded fuel drops below \$3.25 per gallon for thirty (30) consecutive days, the Taxicab
2 Authority Administrator is authorized to remove the surcharge.

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4 Dated this 17th day of August, 2015.

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6 BY THE AUTHORITY:

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8 ILEANA DROBKIN – CHAIRPERSON
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