

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska ) Application No. PI-204  
Public Service Commission, on )  
its own motion, seeking to )  
investigate certain procedures ) ORDER SCHEDULING WORKSHOP  
of certificated passenger )  
carriers in the State of )  
Nebraska. ) Entered: December 5, 2017

BY THE COMMISSION:

On March 15, 2016, the Nebraska Public Service Commission (Commission), on its own motion, opened the above-captioned proceeding to investigate the operational procedures and carrier safety practices of passenger carriers in Nebraska, including but not limited to background checks and with driver misconduct.

Written comments were received from Branded Enterprises LLC d/b/a Nebraska Party Bus; BJZ, Inc. d/b/a Checker Cab; Kearney Cab; Midwest Medical Transport Company; Rasier LLC d/b/a Uber; Camelot Transportation; and the Happy Cab Companies.

Since this docket was opened, there has been extensive discussion regarding background checks conducted by certificated and permitted carriers, including common carriers and TNCs. Questions have been raised as to whether non-fingerprint based background checks are just as effective as fingerprint based background checks. Nebraska statutes do not require TNCs to submit their potential drivers to fingerprint based background checks,<sup>1</sup> whereas other passenger carriers submit potential drivers to fingerprint background checks. Most recently, the Lincoln City Council voted to exempt TNC drivers from the city's taxicab regulations,<sup>2</sup> which would have required all TNC drivers to pass a fingerprint-based background check conducted by the Lincoln Police Department prior to providing services.

Based on the above, the Commission seeks to revisit the issue of background checks and passenger safety. Therefore, the Commission finds that a workshop will be held on **January 9, 2018**

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<sup>1</sup> NEB. REV. STAT. § 75-326(2) (Cum. Supp. 2016).

<sup>2</sup> Lincoln, NE., Ordinance 20562 § 2 (Oct. 16, 2017).

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at 1:30 p.m. in the Commission Hearing Room, 1200 N Street, Suite 300, Lincoln, Nebraska.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that a workshop shall be scheduled for January 9, 2018 in the Commission Hearing Room, 1200 N Street, Suite 300, Lincoln, Nebraska.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 5<sup>th</sup> day of December, 2017.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Mary Tedder*  
*Capital Shroader*  
*Jeffrey*

*Tim Schram*  
Chairman

ATTEST:

*Michael H. HSO*  
Executive Director

//s//Frank E. Landis  
//s//Tim Schram