



## CITY OF BOSTON IN CITY COUNCIL

### RESOLUTION CALLING ON THE MASSACHUSETTS LEGISLATURE TO PASS THE ACT ESTABLISHING PROTECTIONS AND ACCOUNTABILITY FOR TNC AND DNC WORKERS

- WHEREAS:** Transportation Network Companies (TNCs), including Uber and Lyft, and Delivery Network Companies (DNCs), such as Doordash, and Instacart, currently misclassify their drivers as independent contractors; *and*
- WHEREAS:** TNC and DNC's drivers are employees of the app based companies; *and*
- WHEREAS:** The Massachusetts Attorney General filed a lawsuit for wage theft and misclassification because the drivers are employees; *and*
- WHEREAS:** Social programs such as unemployment, workers' compensation, and the paid family medical leave are funded by all other employers; *and*
- WHEREAS:** The report on the financial assessment of TNCs evaluated a period of 10 years found that during this ten year span, \$105,150,172 was lost in workers compensation, \$124,973,567 was lost in unemployment insurance, and \$36,292,576 was lost in Paid and Family Medical Leave. This totals \$266,416,315 owed to the Massachusetts benefit programs from the period of 2013 to 2023; *and*
- WHEREAS:** Uber and Lyft earned \$1.4 Billion in 2023 alone, and contributed nothing to Massachusetts benefit programs, owing the Commonwealth \$47 million; *and*
- WHEREAS:** The lack of contribution was due to the misclassification of drivers, and there are well tested laws that exist which can regulate TNCs and DNCs and protect consumers; *and*
- WHEREAS:** S.627/H.1158, "An Act Establishing Protections and Accountability for TNC and DNC Workers" combines those laws and prevents price gouging, requires panic buttons for both driver and passenger, and provides a pathway to unionization, all the while maintaining employee status; *and*
- WHEREAS:** S.627/H.1158 also allows local control and flexibility with regards to the impact of TNCs and DNCs, and would allow TNCs and DNCs to sustain worker benefits and protections and maintain a level playing field across transportation industries.; *and*
- WHEREAS:** It is a priority of the City of Boston to require fair contributions from corporations participating in labor and employment within the Commonwealth; *and*

#### **NOW THEREFORE BE IT ORDERED:**

That the Boston City Council expresses its support for the Act Establishing Protections and Accountability for TNC and DNC Workers (S.627/H1158), and that copies of this resolution be forwarded to the Massachusetts State Legislature.