

SUMMARY OF PROPOSED FLOOR DRAFT:

**BILL 87 (2020), CD1
RELATING TO PUBLIC TRANSIT.**

The PROPOSED FD1 makes the following amendments:

- A. Amends SECTION 2 of the bill as follows:
 - 1. In a new ROH Section 13-4.5(b)(2), establishes a paratransit fare program for individuals with extremely low incomes.
 - 2. In ROH Section 13-4.5(b)(2)(C), provides that the single ride paratransit fare for eligible individuals will be \$1.25.
 - 3. In ROH Section 13-4.5(b)(2)(E), provides for a city subsidy cap of \$1,500,000 per fiscal year.
 - 4. Renumbers the existing Section 13-4.5(b)(2) as a new Section 13-4.5(b)(3).
- B. Amends SECTION 4 of the bill by adding that the fare for extremely low income individuals shall take effect on July 1, 2022.
- C. Makes miscellaneous technical and nonsubstantive amendments.



A BILL FOR AN ORDINANCE

RELATING TO PUBLIC TRANSIT.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to amend Chapter 13, Revised Ordinances of Honolulu 1990, to amend the fare for paratransit services.

SECTION 2. Section 13-4.5, Revised Ordinances of Honolulu 1990, as amended by Ordinance 20-19, is amended to read as follows:

"Sec. 13-4.5 Fare.

(a) Definitions. For the purposes of this section:

"ADA Complementary Paratransit Service Standards" means regulatory requirements for the special transit service imposed by the federal government pursuant to 49 CFR, Subtitle A, Section 37.131.

"Agency-sponsored fare" means a fare for a one-way passenger trip on the special transit service paid for in whole or in part by a qualified human service organization, as defined in this section.

"Agency trip" means a one-way passenger trip taken by a paratransit eligible individual to the site of a program administered by a qualified human service organization, as defined in this section, for trips guaranteed to the organization.

"Core service area" means the corridor extending a width of three-fourths of a mile on each side of a fixed route. The corridor includes the area within a three-fourths of a mile radius of either terminus of a fixed route. The corridor also includes an area of not more than one square mile that does not fall within a corridor, but is entirely surrounded by corridors.

"Qualified human service organization" means an organization that serves persons who qualify for human service or transportation-related programs or services due to disability, income, or advanced age and whose services to such persons include the purchase of agency-sponsored fares, and receives funding, directly or indirectly from the programs listed in Appendix A of 49 CFR, Part 604.



A BILL FOR AN ORDINANCE

(b) Single Fare.

(1) Any person issued a paratransit eligibility identification card under Section 13-4.3 and any person accompanying the ADA paratransit eligible individual shall pay a fare of [~~\$2.00~~] \$2.25 per person per one-way passenger trip [~~or a fare allowed by the ADA,;~~] either in cash, by coupon, or by city payment card programmed for the paratransit fare, except as provided in Section 13-2.6 and in subdivision (2). Revenues from the fare will be deposited into the transportation fund.

(2) There is established herein a paratransit fare program for individuals with extremely low incomes as follows:

(A) The department of community services shall support the reduced paratransit fare for individuals whose household incomes meet the United States Department of Housing and Urban Development guidelines for households with extremely low income within the city for the applicable household size. The department of community services shall be responsible for the intake and processing of applications, determination of eligibility, and communication of an applicant's eligibility to the department of transportation services.

(B) The director of community services shall on an annual basis determine the eligibility of the individual for the reduced paratransit fare established under this section upon review and verification of an application to qualify for the fare. The application form shall be prescribed and furnished by the director of community services. The director of community services may require proof of age, total household income, and household size, and proof may include, but will not be limited to, true copies of personal income tax returns, bank statements, or other financial records. The director of community services may require proof of nonreceipt of income from relief programs such as supplemental security income, welfare, and unemployment compensation, and may require such authorization from the household to enable the director of community services to fully verify household income. The director of community services shall determine whether or not an applicant qualifies for the reduced paratransit fare within 60 days of receipt of the completed application, and the director of community services' decision will be final. The determination of eligibility will remain in effect for the period of one year.



A BILL FOR AN ORDINANCE

- (C) An eligible individual and any person accompanying the eligible individual shall receive a city payment card programmed with a single ride paratransit fare of \$1.25 per person per one-way passenger trip, except as provided in Section 13-2.6. Revenues from the fare will be deposited into the transportation fund.
- (D) The department of community services may adopt rules in accordance with HRS Chapter 91 to implement the provisions of this section.
- (E) Availability of this program is limited to a city subsidy of \$1,500,000 per fiscal year, unless additional appropriations of general funds or non-city funds are approved.

~~(2)~~(3) Any person to whom a current paratransit eligibility identification card has been issued under Section 13-4.3 shall pay a single ~~cash~~ ride fare in accordance with Section 13-2.1 to ride a city ~~transit~~ bus or the city ~~ferry-service~~ rail system, either by using a programmed city payment card or, for the city bus system, payment may also be made in cash upon display to the bus operator of the paratransit eligibility identification card; except that the single ride fare shall not apply when a ~~fare for~~ special event fare ~~services~~ is charged under Section 13-2.1.

- (c) Fares for Services that Exceed ADA Complementary Paratransit Service Standards.
 - (1) The department may charge a premium fee in addition to the single fare for a one-way passenger trip on the special transit service for services that exceed ADA complementary paratransit service standards, including but not limited to the following:
 - (A) Same-day one-way passenger trip reservations by paratransit eligible individuals;
 - (B) Passenger trip reservations by paratransit eligible individuals to or from locations outside the core service area for the special transit service; and
 - (C) Passenger trip reservations by paratransit eligible individuals outside the hours and days of fixed route service regularly provided by ~~TheBus.~~ the city bus system.



A BILL FOR AN ORDINANCE

(2) The department may negotiate with a qualified human service organization and charge a fare higher than the single fare for agency-sponsored fares and agency trips, provided that the fare charged cannot exceed applicable rules set by the Centers for Medicare and Medicaid Services for paratransit services.

(d) ~~[Paratransit Eligible Individual Bus Pass. There is established a paratransit eligible individual bus pass fare plan. Under the plan, a person with a valid bus pass issued pursuant to this section:~~

~~(1) Is not required to pay the single cash fare at any time when using the city transit bus service and/or city ferry service, except when a fare for a special service is charged under Section 13-2.1. To be entitled to ride a city transit bus and/or city ferry without payment of the single cash fare, the paratransit eligible individual shall display the valid paratransit eligible individual bus pass to the bus operator; and~~

~~(2) Is entitled to an unlimited number of rides on the city transit bus service and/or city ferry service for the duration specified on the paratransit eligible individual bus pass.]~~

A programmed city payment card will be issued to paratransit eligibility ID holders for the reduced fare on the city bus system and city rail system for paratransit eligibility ID holders as specified in Section 13-2.1. The reduced fare is not applicable when fares for special event services are charged or for rides on the city paratransit system. Use of this programmed city payment card is subject to Section 13-2.7. In the event of loss or theft, the person to whom the programmed city payment card was issued shall notify the department immediately. Thereafter, the programmed city payment card issued to that person will be invalidated, and a replacement programmed city payment card may be issued to that person upon payment of the fee for a replacement card as specified in Section 2-12.

~~(e) [Issuance and Effective Date of Bus Passes. Any person issued a valid paratransit eligibility identification card under Section 13-4.3 and who applies for a paratransit eligible individual bus pass from the department will be issued the paratransit eligible individual bus pass upon making the appropriate payment in accordance with Section 13-2.1, for the duration specified on the bus pass.~~

(f) A personal care attendant shall pay no fare at any time when accompanying an ADA paratransit eligible individual and performing services as the individual's personal care attendant.



CITY COUNCIL
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HONOLULU, HAWAII

ORDINANCE _____

BILL **87 (2020), CD1, FD1**

A BILL FOR AN ORDINANCE

[(g) ~~Employees of the transit management services contractor or the ferry management services contractor who have been certified as ADA paratransit eligible pursuant to Section 13-4.2 may use the special transit service without being charged a cash fare by displaying their employee identification card and their paratransit eligibility identification card.]~~"]

SECTION 3. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring. In SECTION 2 of this ordinance, the Revisor of Ordinances shall insert the appropriate section number for the reference to Section 2-12.____, Revised Ordinances of Honolulu 1990, from SECTION 2 of Ordinance 21-7 upon its codification.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL **87 (2020), CD1, FD1**

A BILL FOR AN ORDINANCE

SECTION 4. This ordinance takes effect upon its approval; provided that the increase in fare from \$2.00 to \$2.25, and the reduced fare for extremely low income individuals, specified in Section 13-4.5(b), Revised Ordinances of Honolulu 1990, in SECTION 2 of this ordinance take effect on July 1, 2022.

INTRODUCED BY:

Ann Kobayashi (br) _____

DATE OF INTRODUCTION:

October 29, 2020
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

RICK BLANGIARDI, Mayor
City and County of Honolulu