

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 the island-wide public transit fare structure, including paratransit fares.

SECTION 2. Section 15B-1.1, Revised Ordinances of Honolulu 2021, as amended by Ordinance 21-7, is amended by adding a new definition of "Hawaii Resident" to read as follows:

"Hawaii Resident. Has the same meaning as "resident" as defined in HRS § 235-1."

SECTION 3. Section 15B-2.____, Revised Ordinances of Honolulu 2021, as enacted by Ordinance 21-7, is amended to read as follows:

"§ 15B-2.____ City payment card—Maximum capped fares.

- (a) Fares charged by the multimodal municipal transportation system may be paid using city payment cards, at multimodal municipal transportation system facilities, and on city transit system vehicles equipped with fare validators. When a city payment card is tapped on a fare validator, the applicable fare will be deducted from the value stored on the card.
- (b) For the city bus system [~~and~~], the city rail system, and the city paratransit system, after a passenger taps a city payment card on a fare validator on a city transit bus [~~or~~], city rail vehicle, or city paratransit vehicle, or at a city rail system facility, and the applicable fare is deducted, no additional fares will be deducted for additional bus [~~or~~], rail, or paratransit rides within a period of two and one-half hours following the initial tap; provided that the same city payment card is used for each ride.
- (c) Only city payment cards programmed for fares under the adult passenger category are transferable. City payment cards programmed for lower fares under other passenger categories are not transferable, and use of such city payment cards by anyone other than the authorized and eligible passenger for whom it was programmed [~~shall~~] will be considered fare evasion and subject to appropriate penalties pursuant to § 15B-2.7.



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- (d) For each city payment card, fares for rides on the city bus system and city rail system will be deducted until the cumulative amount of fares paid during a period of time equals the maximum capped fare as specified in § 15B-2.1 for that period.
- (1) If total bus and rail fares charged to a single city payment card ~~[reaches]~~ reach the daily maximum capped fare as specified in § 15B-2.1, within a service day, no additional fares will be deducted from the stored value of that city payment card for additional bus and rail rides during the remainder of that service day.
- (2) If total bus and rail fares charged to a single city payment card ~~[reaches]~~ reach the monthly maximum capped fare as specified in § 15B-2.1, within a calendar month, no additional fares will be deducted from the stored value of that city payment card for additional bus and rail rides during the remainder of that calendar month.
- ~~[(3) If total fares charged to a single city payment card reaches the annual maximum capped fare as specified in § 15B-2.1, within a calendar year, no additional fares will be deducted from the stored value of that city payment card for additional bus and rail rides during the remainder of that calendar year.]~~
- (e) Passengers may purchase a monthly or annual pass by paying the fee set forth in the fare structure table as specified in § 15B-2.1, and the monthly or annual pass may be programmed to a city payment card."

SECTION 4. Section 15B-2.1, Revised Ordinances of Honolulu 2021, as amended by Ordinance 21-7, is amended to read as follows:

"§ 15B-2.1 Fare structure.

- (a) For the purposes of this section, the following definitions apply unless the context clearly indicates or requires a different meaning.

Adult. Any person over the age of 17 years who does not qualify as a "youth."

Child. Any person five years of age or younger who is accompanied by a fare-paying passenger, a city employee, or an employee of the transit management services contractor. If not so accompanied, any person five years of age or younger is deemed a "youth" for purposes of this section.



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Medicare Cardholder. Any person to whom a Medicare card has been issued, pursuant to Title II or Title XVIII of the Social Security Act, 42 USC 401, et seq. and 42 USC 1395, et seq.

Paratransit Eligibility ID Holder. A person with a card issued under § 15B-4.3.

Person with a Disability under § 15B-2.2. A person with a temporary or permanent disability qualified for a fare plan under § 15B-2.2.

Senior Citizen. A person 65 years of age or older with a programmed city payment card issued in accordance with § 15B-2.3.

Service Day. The hours of operation of the city bus system and city rail system from 12:01 a.m. to 2:59 a.m. the following day.

Single Ride Fare. The required payment for a ride on the city bus system or the city rail system.

Single Ride Fare Special Event. The required payment for a ride on the city bus system or the city rail system for a special event as designated by the director.

Youth. A person six through 17 years of age, subject to the presentation of a valid identification card establishing the age of the person. "Youth" includes high school students 18 and 19 years of age with a valid high school identification card establishing the age of the student and the student's current enrollment, but excludes college, university, and vocational training students if over the age of 17.

- (b) Except as otherwise provided in this article, the following fares apply to every passenger using the city bus system and the city rail system, and every passenger riding the city bus system and the city rail system shall pay the applicable fare set forth in this table:



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FARE STRUCTURE TABLE

	Cash	Fares Paid Using City Payment Card (CPC) Only					Special Event
Passenger Category [(Date Effective)]	Single Ride Fare	Single Ride with [2.5—Hour] <u>2.5-Hour</u> Capped Fare with Free Transfers Between Bus [and], Rail, and <u>Paratransit</u> Systems	Daily Maximum Capped Fare	Monthly Pass or Maximum Capped Fare	[Annual-Maximum-Capped-Fare] <u>Annual Pass</u>	<u>Seven-Day Pass</u>	Single Ride Fare Special Event
Adult [(Effective until June 30, 2022)]	[\$2.75]	[\$2.75]	[\$5.50]	[\$70.00]	[\$770.00]		[\$6.25]
[(Effective July 1, 2022)]	[\$3.00] <u>\$3</u>	[\$3.00] <u>\$3</u>	\$7.50	[\$80.00] <u>\$80</u>	[\$880.00] <u>\$880</u>	<u>\$30</u>	\$6.25
Youth [(Effective until June 30, 2022)]	[\$1.25]	[\$1.25 with programmed CPC]	[\$2.50 with programmed CPC]	[\$35.00 with programmed CPC]	[\$385.00 with programmed CPC]		[\$6.25]
[(Effective July 1, 2022)]	\$1.50	\$1.50 with programmed CPC	\$3.75 with programmed CPC	[\$40.00] <u>\$40</u> with programmed CPC	[\$440.00] <u>\$440</u> with programmed CPC	<u>\$15</u>	\$6.25
Child	[\$0.00] <u>\$0</u>	[\$0.00] <u>\$0</u>	[\$0.00] <u>\$0</u>	[\$0.00] <u>\$0</u>	[\$0.00] <u>\$0</u>		[\$6.25] <u>\$0</u>
Senior Citizen (Non-Hawaii Resident) [(Effective until June 30, 2022)]	[\$1.00 with valid ID]	[\$1.00 with programmed CPC]	[\$2.00 with programmed CPC]	[\$6.00 with programmed CPC]	[\$35.00 with programmed CPC]		[\$6.25]



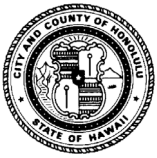
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Passenger Category	Cash	Fares Paid Using City Payment Card (CPC) Only					Special Event
	Single Ride Fare	Single Ride with [2.5—Hour] <u>2.5-Hour</u> Capped Fare with Free Transfers Between Bus [and], Rail, and <u>Paratransit</u> Systems	Daily Maximum Capped Fare	Monthly Pass or Maximum Capped Fare	[Annual-Maximum-Capped Fare] <u>Annual Pass</u>	Seven-Day Pass	Single Ride Fare Special Event
[(Date Effective)]							
[(Effective July 1, 2022)]	[\$1.25 with valid ID]	[\$1.25 with programmed CPC]	[\$3.00 with programmed CPC]	[\$20.00 with programmed CPC]	[\$45.00 with programmed CPC]		[\$6.25]
	<u>\$1.25 with valid CPC ID</u>	<u>\$1.25 with programmed CPC</u>	<u>\$3 with programmed CPC</u>	<u>Not applicable</u>	<u>Not applicable</u>		<u>\$6.25</u>
<u>Senior Citizen (Hawaii Resident)</u>	<u>\$1.25 with valid CPC ID</u>	<u>\$1.25 with programmed CPC</u>	<u>\$3 with programmed CPC</u>	<u>\$20 with programmed CPC</u>	<u>\$45 with programmed CPC</u>		<u>\$6.25</u>
<u>Person with a Disability Under ROH § 15B-2.2 (Non-Hawaii Resident)</u>							
[(Effective until June 30, 2022)]	[\$1.00 with valid ID]	[\$1.00 with programmed CPC]	[\$2.00 with programmed CPC]	[\$6.00 with programmed CPC]	[\$35.00 with programmed CPC]		[\$6.25]
[(Effective July 1, 2022)]	[\$1.25 with valid ID]	[\$1.25 with programmed CPC]	[\$3.00 with programmed CPC]	[\$20.00 with programmed CPC]	[\$45.00 with programmed CPC]		[\$6.25]
	<u>\$1.25 with valid CPC ID</u>	<u>\$1.25 with programmed CPC</u>	<u>\$3 with programmed CPC</u>	<u>Not applicable</u>	<u>Not applicable</u>		<u>\$6.25</u>



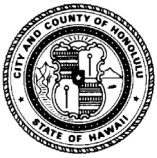
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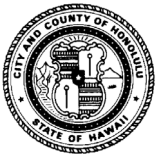
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	Cash	Fares Paid Using City Payment Card (CPC) Only					Special Event
Passenger Category	Single Ride Fare	Single Ride with [2.5—Hour] <u>2.5-Hour</u> Capped Fare with Free Transfers Between Bus [and], Rail, and <u>Paratransit</u> Systems	Daily Maximum Capped Fare	Monthly Pass or Maximum Capped Fare	[Annual-Maximum-Capped Fare] <u>Annual Pass</u>	<u>Seven-Day Pass</u>	Single Ride Fare Special Event
[(Date Effective)]							
<u>Person with a Disability Under ROH § 15B-2.2 (Hawaii Resident)</u>	<u>\$1.25 with valid CPC ID</u>	<u>\$1.25 with programmed CPC</u>	<u>\$3 with programmed CPC</u>	<u>\$20 with programmed CPC</u>	<u>\$45 with programmed CPC</u>		<u>\$6.25</u>
Medicare Cardholders	[\$1.00-w/valid-person-Medicare-Card-ID]	[\$1.00-with-programmed-CPC]	[\$2.00-with-programmed-CPC]	[\$6.00-with-programmed-CPC]	[\$35.00-with-programmed-CPC]		[\$6.25]
[(Effective until June 30, 2022)]							
[(Effective July 1, 2022)]	<u>\$1.25 with valid Medicare Card ID</u>	<u>\$1.25 with programmed CPC</u>	[\$3.00] <u>\$3</u> with programmed CPC	[\$20.00] <u>\$20</u> with programmed CPC	[\$45.00] <u>\$45</u> with programmed CPC		<u>\$6.25</u>
Paratransit Eligibility ID Holders	[\$1.00] <u>\$1.25</u> with valid paratransit ID	[\$1.00] <u>\$1.25</u> with programmed CPC	[\$2.00] <u>\$2</u> with programmed CPC	[\$6.00] <u>\$6</u> with programmed CPC	[\$35.00] <u>\$35</u> with programmed CPC		<u>\$6.25</u>
Personal Care Attendant (PCA)	[\$0.00] <u>\$0</u> when performing PCA service	Not applicable	Not applicable	Not applicable	Not applicable		<u>\$6.25</u>



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- (c) The department may establish a program for the use of transit passes issued to individuals upon payment of the designated fare and which may be used for the duration specified on the pass. The passes will be issued at various locations to be selected and advertised by the department. The department, through the department of budget and fiscal services, may enter into contractual arrangements with any parties, private or public, when such arrangements are deemed to be in the best public interest for the sale and issuance of transit passes. The council must be informed within 30 days of the city's entering into any such arrangement.
- (d) The department may allow a person to board a city transit system vehicle or enter a designated paid fare area without being charged a fare as part of a promotional offer or package made available by the city.
- (e) In the event of a strike or work stoppage that shuts down any portion of the multimodal municipal transportation system, the department may make such fare adjustments as in the judgment of the department are warranted by the particular circumstances.
- (f) The department may establish a program for the issuance of college and university student, faculty, and staff transit passes. Such passes may be issued to students, faculty, and staff by a college or university and will be subject to terms to be agreed upon between the college or university and the department. Students, faculty, and staff to whom such passes are issued shall pay the fare negotiated rather than a fare established under subsection (b).
- (g) The department may establish a program for the issuance of free transit passes for city employees.
- (h) A child riding a city transit system vehicle for free ~~[shall]~~ may not occupy a seat to the exclusion of another passenger.
- (i) The department may establish a trainer pass program for persons who train persons with disabilities to use the city transit system.
- (j) A personal care attendant accompanying a paratransit eligibility ID holder ~~[shall pay no]~~ may not pay a fare when performing the service.
- (k) The department may establish a special seven-day pass for adults or youth that is effective upon first tap on any validator at multimodal municipal transportation system facilities, and on city transit system vehicles equipped with fare validators. The pass will be valid for seven consecutive days after the initial tap.



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The price for the seven-day pass is 10 times the value of an adult single ride fare or the youth single ride fare using the city payment card, as applicable."

SECTION 5. Section 15B-2.10, Revised Ordinances of Honolulu 2021, as enacted by Ordinance 21-7, is amended to read as follows:

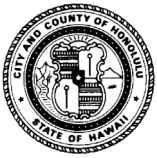
"§ 15B-2.10 Transit fares for individuals with extremely low incomes.

(a) Individuals who have received an eligibility letter from the Social Security Administration for benefits under the Supplemental Security Income program are eligible for the reduced transit fare upon the presentation of the Supplemental Security Income eligibility letter to the department.

~~[(a)]~~ (b) ~~[The department of community services shall support the reduced transit fare for individuals]~~ 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~~[-]~~, may also qualify for the reduced transit fare through application to the department of community services. 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)]~~ (c) The director of community services shall ~~[on an annual basis]~~ determine the eligibility of the individual for the reduced transit fare established under this section upon review and verification of an application to qualify for the fare. The application form ~~[shall]~~ must 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 transit fare within 60 days of receipt of the completed application, and the ~~[director of community services']~~ decision of the director of community services will be final.

The determination of eligibility will remain in effect for the period ~~[of one]~~ from the date of approval through the ending of the fiscal year[-] on June 30.



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~~[(e)]~~ (d) Eligible individuals shall receive a city payment card programmed with fares as follows:

- (1) A single ride fare of \$1.25;
- (2) A daily maximum capped fare of ~~[\$3.00;]~~ \$3; and
- (3) A monthly maximum capped fare of ~~[\$20.00; and~~
- (4) ~~An annual maximum capped fare of \$45.00.]~~ \$20.

The reduced fares specified in this subsection are not applicable for rides on the city paratransit system or for the special events service.

~~[(d)]~~ (e) The department of community services may adopt rules in accordance with HRS Chapter 91 to implement ~~[the provisions of]~~ this section.

~~[(e)]~~ (f) 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]~~ noncity funds are approved."

SECTION 6. Section 15B-4.5, Revised Ordinances of Honolulu 2021 ("Fare"), as amended by Ordinance 21-13, is amended by amending subsection (b) to read as follows:

"(b) *Single fare.*

- (1) Any person issued a paratransit eligibility identification card under § 15B-4.3 and any person accompanying the ADA paratransit eligible individual shall pay a fare of \$2.25 per person per one-way passenger trip either in cash, by coupon, or by city payment card programmed for the paratransit fare, except as provided in § 15B-2.6. 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) Individuals who have received an eligibility letter from the Social Security Administration for benefits under the Supplemental Security Income program are eligible for the reduced paratransit fare upon the presentation of the Supplemental Security Income eligibility letter to the department.



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- (B) 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, may also qualify for the reduced paratransit fare through application to the department of community services as provided hereinbelow:
- (i) 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;
 - (ii) The application form must be prescribed and furnished by the director of community services;
 - (iii) The director of community services may require proof of age, total household income, and household size, and proof may include but is not limited to true copies of personal income tax returns, bank statements, or other financial records;
 - (iv) The director of community services may require authorization from the household to enable the director to fully verify household income;
 - (v) The director of community services shall determine whether an applicant qualifies for the reduced transit fare within 60 days of receipt of the completed application, and the decision of the director of community services will be final; and
 - (vi) The determination of eligibility will remain in effect for the period of one year.
- (C) Eligible individuals shall receive a city payment card programmed with a paratransit fare cap of \$2 for a one-way trip.
- (D) The department of community services may adopt rules in accordance with HRS Chapter 91 and having the force and effect of law to implement the paratransit fare program established by this subsection.



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~~[(2)]~~ (3) Any person to whom a current paratransit eligibility identification card has been issued under § 15B-4.3 shall pay a single ride fare in accordance with § 15B-2.1 to ride a city bus or the city 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]~~ must not apply when a special event fare is charged under § 15B-2.1."

SECTION 7. 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.



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SECTION 8. This ordinance takes effect upon its approval; except that SECTION 3, SECTION 4, and SECTION 6 of this ordinance take effect on January 1, 2023.

INTRODUCED BY:

Calvin K.Y. Say (br)

DATE OF INTRODUCTION:

September 29, 2022
Honolulu, Hawai'i

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

RICK BLANGIARDI, Mayor
City and County of Honolulu