



## DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Room 118 • Honolulu, Hawaii 96813  
Ph. (808) 586-8121 (V) • Fax (808) 586-8129 • TTY (808) 586-8162

### AGENDA

#### Standing Committee on Parking Meeting

Location: Disability and Communication Access Board  
1010 Richards Street, Conference Room 111A  
Date: September 20, 2018  
Time: 9:30 a.m.

- I. Call to Order
- II. Approval of the May 17, 2018 Meeting Minutes
- III. Old Business
  - A. Public Education
    - Parking Liaisons – Update
  - B. 2018 Legislation – Update
    - Parking Meter Bill
    - Placard Confiscation Bill
  - C. Placard Renewal Statistics – Update
  - D. Death Records Crossmatch – Update
  - E. Public Education Efforts
- IV. New Business
  - A. Possible Invitations to Other Government Agencies to Attend the Standing Committee on Parking Meetings
  - B. Amending Hawaii Administrative Rules, Title 11, Chapter 219, “Parking for Persons with Disabilities”
  - C. Amending Hawaii Revised Statutes, Chapter 291, Part III, “Parking for Disabled Persons” – Eligibility Criteria
- V. Open Forum: Public comment on issues not on the agenda for consideration for Committee’s agenda at the next meeting
- VI. Next Meeting
- VII. Adjournment

A packet of meeting information is available for inspection in the DCAB office, and by mail or by email upon request.

If you require an auxiliary aid or accommodation due to a disability, please contact (808) 586-8621 or email at [dcab@doh.hawaii.gov](mailto:dcab@doh.hawaii.gov) by September 17, 2018.



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## MINUTES

### Standing Committee on Parking Meeting

Location: Disability and Communication Access Board  
1010 Richards Street, Room 118  
Date: September 20, 2018  
Time: 9:33 a.m.

PRESENT: Pauline Aughe, Chairperson; Summer Kozai, Bryant Yabui, Board Members;  
Kirby Shaw, Bryan Mick, Kamaile Hopfe, Staff

GUEST: Karen Riedel

- I. Chairperson Pauline Aughe called the meeting to order at 9:33 a.m.
- II. The Committee approved the minutes of the May 17, 2018 meeting (M/S/P Yabui/Kozai).
- III. Old Business
  - A. Public Education

#### Parking Liaisons – Update

Kirby Shaw reported that originally DCAB was going to execute Memorandums of Agreement (MOA) with individuals who wanted to be liaisons. However, the Department of Health-Human Resources Office informed DCAB those individuals would still have to go through the same process as potential hires, including background checks, proof of vehicle insurance, etc. Therefore, DCAB approached Disability Rights Hawaii to see if they could be contracted to run the liaisons program. They are no longer a nonprofit but suggested Aloha Independent Living (AIL) be contacted. AIL in turn declined, possibly be due to the limited amount of compensation DCAB was able to offer. Pauline Aughe mentioned she was at AIL's meeting, and agreed they were not comfortable with the amount of work and liability they would be assuming relative to the compensation, and specifically worried about perpetuating the 'less income for the same amount of work performed by people with disabilities' phenomena. She wished they had floated the possibility to the community to see if individuals might be interested. There are people on Social Security Disability Income who any income opportunities are welcome. She suggested AIL be asked what they think a fair compensation package would be.

Bryant Yabui suggested DCAB look to partner with the public schools, perhaps extracurricular clubs, specifically to populate the parking app. This

would also help to publicize the purpose and importance of accessible stalls. Bryan Mick added that it may make sense to divide the various tasks DCAB hoped the liaisons would perform and prioritize them. For example, a later phase might be to create a web page where anyone can report a non-conforming accessible stall for DCAB to follow up on. Summer Kozai asked if the parking app distinguishes between van accessible and non-van accessible stalls. Bryan Mick replied it does not. Bryant Yabui commented that the photos in the app should be of accessible stall clusters, as it makes no sense to take a photo of each individual stall when they are clustered.

B. 2018 Legislation - Update

Pauline Aughe took agenda item IV (c) 'Amending Hawaii Revised Statutes, Chapter 291, part III, "Parking for Disabled Persons" – Eligibility Criteria out of order in conjunction with this agenda item. Bryan Mick explained that this legislative session, rather than introduce multiple bills that would amend chapter 291, all content was combined into one bill. The submittal deadline was last week, so staff prepared a draft for submission. The language can be refined as the bill progresses. DCAB noticed that the current certification process for physicians and advanced practice registered nurses (APRN) has some ambiguity that allows them to certify applicants who aren't actually qualified. An example is a blind applicant and the physician checks 'cannot walk without the assistance of another person.' Another is an autistic child where the physician or APRN checks 'neurological disability' and ignores the unable to walk 200 feet stipulation. Staff realized that by reorganizing the criteria so that there would be a two-step process, the physicians and APRNs would be much less likely to improperly certify. They would have to identify the general condition (orthopedic, arthritic, lung disease, etc.) and then the functional impact of the condition (unable to walk 200 feet without stopping, use of a wheelchair, use of portable oxygen, etc.). Pauline Aughe asked if the 'another person' option should be removed from the qualifying conditions. Kirby Shaw replied that there are people, especially those with temporary conditions, where it is applicable. Bryant Yabui commented that he would be worried that the list of general conditions might not cover something that is rare, and recommended DCAB ask some physicians if additional general conditions should be added. Summer Kozai added that maybe there should be an appeals process and board like many other government programs have. Pauline Aughe observed that wheelchair users are only concerned with the availability of access aisles, whereas people with other disabilities are concerned with stalls proximity to facility entrances. She supports the creation of additional van accessible stalls set back from facility entrances which would hopefully remain available for wheelchair users. Kirby Shaw replied that the U.S. Access Board has declined to take up this issue, so any new requirements to provide additional accessible stalls farther away from entrances would require State legislation.

Bryan Mick explained that the two DCAB parking bills that failed last session were also included in the combined bill. One would clarify that parking enforcement may always confiscate a parking permit when it is expired, invalid, altered, fraudulent, bought, or being offered for sale. The other limits

the parking meter fee exemption to those who drive and cannot reach or operate a parking meter due to a disability. That bill died last session on the last day of Conference Committee when Representative John Mizuno indicated he was uncomfortable with it because he believed that it creates a sub-category and that is a violation of the Americans with Disabilities Act (ADA). Kirby Shaw commented that Representative Mizuno's understanding of the ADA was flawed, and indeed the parking program already creates a sub-category based on if a disability impacts mobility or not. Bryan Mick added that to try and help the Legislature understand the rationale behind all this, the new bill does not refer to a tiered system but rather says all parking fees are in effect, and then creates an exception for those who drive and cannot reach or operate a parking meter due to a disability.

C. Placard Renewal Statistics – Update

Bryan Mick reported in July and August there were 4,936 placards and 278 special license plates issued; 1,211 were temporary placards and 3,725 were long term placards. Of the long term placards, 1,777 were renewals. The renewal rate was sixty-two percent.

D. Death Records Crossmatch – Update

Bryan Mick reported DCAB has mailed 3,192 death retrieval letters to date. Another 4,500 will go out over the next two months. The statistics so far are 558 (17%) were letters undeliverable, 154 (5%) responses were without a placard (lost or thrown out), and 762 (24%) placards were returned.

E. Public Education Efforts

TheBus Public Service Announcement

Kirby Shaw reported that former DCAB employee Mona Higa, who now works in the City and County of Honolulu's ADA Office, helped secure City cosponsorship for public service announcements (PSA) on City buses. The cosponsorship allows fees to be waived, so DCAB will only have to cover the cost of producing the printed ads. There are about 550 buses in the entire fleet. The design of the PSA is being finalized.

Newspaper Public Service Announcement

Bryan Mick reported that a similar PSA has also been prepared to run on the various islands newspapers and should be published in early October.

IV. New Business

A. Possible Invitations to Other Government Agencies to Attend the Standing Committee on Parking Meetings.

At the last meeting, a guest had suggested the Committee invite other agencies that deal with parking to attend. Examples are the Department of

Accounting and General Services, Honolulu Police Department, and the State Department of Transportation Airports and Harbors Divisions.

B. Amending Hawaii Administrative Rules, Title 11, Chapter 219, Parking for Persons with Disabilities.

Bryan Mick distributed the draft revisions for the administrative rules. There are three areas in need of revision: 1) to add the phrase 'or a commissioned medical officer in the United States armed forces' to the definitions to reflect language in the authorizing statute; 2) to amend the list of conditions which do not qualify for parking permits to reflect current terminology; 3) to exempt stalls at workplaces which have been assigned to an employee from the accessible stall signage requirements, similar to an existing exemption for residential facilities.

V. Open Forum

There were no issues raised.

VI. Next Meeting

The next Committee meeting is scheduled for November 15, 2018.

VII. Adjournment

The meeting ended at 10:48 a.m.

NOTE: All votes were unanimous unless otherwise noted.

Respectfully submitted,



BRYAN K. MICK