



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: May 24, 2019

Time: 3:00 p.m.

- I. Call to Order
- II. Approval of the May 17, 2019 Meeting Minutes
- III. Old Business
 - A. Administrative Rules Amendments
 - B. FY19 Plan of Action
- IV. Open Forum: Public comment on issues not on the agenda for consideration for Committee's agenda at the next meeting.
- V. Next Meeting
- VI. Adjournment

If you require an auxiliary aid or accommodation due to a disability, please contact (808) 586-8621 or email at dcab@doh.hawaii.gov by May 21, 2019. If a response is received after May 21, 2019 we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled.



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MINUTES

Standing Committee on Parking Meeting

Location: Disability and Communication Access Board
1010 Richards Street, Room 118

Date: May 24, 2019

Time: 3:00 p.m.

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

GUEST: Puanani McBride.

I. Chairperson Pauline Aughe called the meeting to order at 3:08 p.m.

II. The Committee approved the minutes of the May 16, 2019 meeting (M/S/P
Kozai/Horvath).

III. Old Business

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

Bryan Mick described the following proposed amendments:

1. To conform to statute, section "11-219-4 Definitions" the following would be added, "Disability parking permits," "Disabled paid parking exemption permit," and "Invalid disability parking permit." The definition of "Access aisle" would be amended so that it applies to lots with four or less parking stalls. The definition of "Licensed practicing physician" would be amended to add "a commissioned medical officer in the United States armed forces." The definition of "Person with a disability" would be amended so that certifying physicians and advanced practice registered nurses will have to indicate a diagnosed condition and its functional impact on an applicant's ability to walk 200 feet without stopping to rest.
2. To conform to definitions, section "11-219-5 Person with a disability parking application" would be amended. It also would be amended so that the signature of a physician or advanced practice registered nurse will be valid for sixty days prior to the submission of the form. The language on conditions that do not qualify would be amended to reflect

current terminology regarding behavioral, learning, intellectual, and developmental disabilities.

3. To conform to the definitions, section "11-219-6 Issuance of special license plates, removable windshield placards, and temporary removeable windshield placards" would be amended.
4. To conform to statute, section "11-219-6.25 Issuance of disabled paid parking exemption permit" would be added. Bryan Mick explained that to obtain a disabled paid parking exemption permit, a person must already have a valid long term or temporary placard. Then, the person must send a supplemental application and a copy of his or her valid driver's license to DCAB, which will verify with the physician or advanced practice registered nurse that the applicant cannot reach or feed parking meters or unattended pay stations because of a physical disability before issuing a disabled paid parking exemption permit. DCAB will include a business reply envelope with the new permit because DCAB will require the return of the long term or temporary placard. While this process will work for first time issuance, the renewal process would have to be different because the applicant's mobility disability, their inability to reach or operate a parking meter, and their valid driver's license would need to be verified every six years.
5. To conform to definitions, section "11-219-6.5 Issuance of identification cards" would be amended.
6. To conform to definitions, section "11-219-7 Replacement of lost, stolen, mutilated, or confiscated special license plates, removable windshield placards, and temporary removable windshield placard" would be amended.
7. To conform to statute, section "11-219-7.25 Replacement of lost, stolen, mutilated, or confiscated of disabled paid parking exemption permit" would be added.
8. To conform to definitions, section "11-219-7.5 Renewal of special license plates, removable windshield placards, and temporary removable windshield placard" would be amended. It would also be amended to indicate that the signature of a physician or advanced practice registered nurse would be valid for 180 days prior to the submission of the form for a long-term permit, and for 60 days prior to the submission of the form for a temporary permit.
9. To conform to statute, section "11-219-7.75 Renewal of disability paid parking exemption permits" would be added.
10. To conform to definitions, section "11-219-8 Return of disability parking permits and identification cards" would be amended.

11. To conform to definitions, section "11-219-10 Display of permits and presentation of identification cards" would be amended." Pauline Aughe commented that several of the people who would qualify for the disabled paid parking permit, such as herself, would find it difficult to hang it from the rear-view mirror. She currently has special license plates and would think people with the plates would want plates to confer paid parking exemption privileges if they qualify as meter fee exempt permittees. Bryan Mick replied that he was not sure what the amended statute would allow, but he knew that the states with a tiered parking system in place only provide the meter exemption via a placard and not special license plates. Kirby Shaw added that while Hawaii's statute allows for a "code, device, or placard," it was not clear in the statute regarding the display of the permit as to allowing for something displayed on the license plate. Francine Wai added there may be state or county restrictions on what can be displayed on a license plate. Summer Kozai commented that maybe a decal could be placed on the bumper of the vehicle if the license plate is not an option. She suggested that staff research what might be some options and the committee can revisit this section after that. Violet Horvath also commented that she noticed that some of the other states have differing categories of people who can certify an applicant's condition, such as chiropractors. Bryan Mick replied that is correct, and some states specify the type of doctor that may certify. Hawaii just requires a medical license, which means we occasionally have ophthalmologists signing the forms.
12. Because the current section is redundant with the statute, section "11-219-10.5 metered parking privileges" would be deleted.
13. To conform to definitions, section "11-219-11 Nontransferability" would be amended.
14. To conform to definitions, section "11-219-12 Penalties" would be amended.
15. To fix a grammatical error, section "11-219-14 Signage and marking of parking space and access aisle" would be amended to delete the word "not." It would add a section to exempt an accessible stall which has been assigned to an employee from the signage requirements. It would also be amended to exempt a temporary accessible stall and access aisle, defining "temporary" as seven consecutive days or less, from the striping requirements. Pauline Aughe commented that she would like to see language state that all other requirements under the Americans with Disabilities Act for accessible stalls would still apply to temporary stalls and access aisles, just not the striping under the administrative rules.

B. FY19 Plan of Action

Bryan Mick described the following proposals to the Plan of Action:

1. In section 7.1.4, delete the reference to the Honolulu Rate Commission because this objective applies to all four counties, and keep it as a priority 1.
2. Add section 7.2.4 to monitor and provide comment on proposed federal, state, and county legislation and regulations relating to pedestrian safety and make it a priority 2.
3. Add section 7.2.5 to participate in any meetings, conferences, or public education efforts regarding transportation industries or pedestrian safety and make it a priority 2.
4. In section 7.2.1, delete any reference to an airports advisory committee and keep the remainder as a priority 2.
5. In section 8.1.2 delete drafting of new MOAs with the counties because that was accomplished and keep the remainder as a priority 1.
6. Amend section 8.1.4. to indicate the need for the database to be upgraded in anticipation of the issuance of disabled paid parking exemption permits as keep it as a priority 3.
7. Add section 8.1.5 to design a new disability paid parking exemption permit and application form as a priority 1. Bryant Yabui asked that another objective be added to investigate possible technological improvements to the application process and database.
8. Delete section 8.3.2 to amend the parking statute to restrict parking meter exemptions as it was accomplished.
9. Amend section 8.4.3, to indicate "partnering with entities" and to keep it as a priority 3.
10. Amend section 8.4.4 to reflect additional amendments to the administrative rules that are now necessary and keep it as a priority 1.

IV. Open Forum

There were no issues raised.

V. Next Meeting

The next Committee meeting will be called by the Chair after staff has gathered more information regarding the options for administrative rules section "11-219-10 Display of permit and presentation of identification card."

VI. Adjournment

The meeting ended at 4:37 p.m.

NOTE: All votes were unanimous unless otherwise noted.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bryan K. Mick". The signature is written in a cursive style with a large initial 'B'.

BRYAN K. MICK