

COUNCIL OF THE COUNTY OF MAUI
HOUSING, HUMAN SERVICES, AND
TRANSPORTATION COMMITTEE

August 3, 2018

Committee
Report No. _____

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Housing, Human Services, and Transportation Committee, having met on July 5, 2018, and July 19, 2018, makes reference to County Communication 17-119, from Councilmember Stacy Crivello, transmitting a proposed resolution entitled "AUTHORIZING THE COUNCIL CHAIR TO CONTRACT FOR A PERFORMANCE AUDIT OF THE DEPARTMENT OF TRANSPORTATION."

The purpose of the proposed resolution is to authorize the Council to contract for a performance audit of the Department of Transportation.

Your Committee notes it previously reported on this matter through Committee Report 17-98, which recommended that a proposed resolution, entitled "AUTHORIZING THE COUNCIL CHAIR TO CONTRACT FOR PERFORMANCE AND FISCAL AUDITS OF THE DEPARTMENT OF TRANSPORTATION," be adopted. At its meeting of July 28, 2017, the Council adopted the recommendation in Committee Report 17-98 (Resolution 17-117).

Pursuant to Resolution 17-117, your Committee received a copy of a report of the audits conducted of the Department of Transportation entitled "County of Maui Performance and Fiscal Audits of the Department of Transportation, March 22, 2018," by RSM US LLP.

By correspondence dated July 10, 2018, the Department of the Corporation Counsel transmitted a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 11.01.020, MAUI COUNTY CODE, RELATING TO DEFINITIONS FOR PUBLIC TRANSIT."

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The purpose of the proposed bill is to amend the definition of “Student” in Section 11.01.020, Maui County Code (“MCC”), to include a person enrolled in college, university, or vocational school up to 24 years of age with a valid college, university, or vocational school identification card.

The Director of Transportation stated during the Fiscal Year 2019 budget deliberations, the Council increased the monthly public transit fare for paratransit riders from \$30 to \$45. Some paratransit riders, who are also college students, inquired about being eligible for the monthly public transit student fare, which is \$30.

Pursuant to Section 11.01.020, MCC, “Student” means any person age 6 through 17, subject to the presentation of a valid identification card establishing the age of the person. The term includes high school students up to 19 years of age with a valid high school identification card establishing the age of the high school student and the high school student's current enrollment, but excludes college, university, and vocational training students age 18 years and older.

The Director of Transportation concluded that to comply with the fares specified in the Fiscal Year 2019 Budget and the definition of “Student” in Section 11.01.020, MCC, college, university, and vocational school students are not permitted to purchase and use the public transit student fare.

The Director of Transportation also noted during the Fiscal Year 2010 and 2011 budget deliberations on setting public transit fares, the Council intended to grant all students, including college students, eligibility to utilize the public transit student fare. The Council’s intent to allow college student eligibility for the public transit student fare was assumed in the Fiscal Year 2010 Budget and Fiscal Year 2011 Budget, but was not addressed in the definition of “Student” in Section 11.01.020, MCC.

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Your Committee reported receiving phone calls from college students requesting that eligibility for the public transit student fare be instated.

Your Committee expressed concern that when school starts in the fall, an influx of college students with private vehicles will further contribute to the County's traffic, environmental, and road maintenance issues.

Your Committee also expressed the need to promote use of the County's public transit system by allowing college, university, and vocational school students to participate in the public transit student fare.

Your Committee voted 5-0 to recommend passage of the proposed bill on first reading. Committee Chair Crivello and members Atay, Hokama, King, and White voted "aye." Committee Vice-Chair Carroll and member Guzman were excused.

Your Housing, Human Services, and Transportation Committee RECOMMENDS that Bill _____ (2018), attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 11.01.020, MAUI COUNTY CODE, RELATING TO DEFINITIONS FOR PUBLIC TRANSIT," be PASSED ON FIRST READING and be ORDERED TO PRINT.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



STACY CRIVELLO, Chair

ORDINANCE NO. _____

BILL NO. _____ (2018)

A BILL FOR AN ORDINANCE AMENDING SECTION 11.01.020, MAUI COUNTY CODE, RELATING TO DEFINITIONS FOR PUBLIC TRANSIT

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

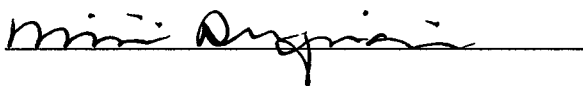
SECTION 1. Section 11.01.020, Maui County Code, is amended by amending the definition of "Student" to read as follows:

“Student” means any of the following: a person age 6 through 17, subject to the presentation of a valid identification card establishing the age of the person[. The term includes]; a person enrolled in high school [students] up to 19 years of age with a valid high school identification card establishing the age of the [high school student and the high school student's current enrollment, but excludes] person and the person's enrollment in high school; or a person enrolled in college, university, [and] or vocational [training students age 18 years and older.] school up to 24 years of age with a valid college, university, or vocational school identification card establishing the age of the person and the person's current enrollment in college, university, or vocational school.”

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 3. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



Department of the Corporation Counsel
County of Maui
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