

1 **Bill 19-989, Accessible Parking Amendment Act of 2012**
2 **Draft Committee Print**
3 **November 28, 2012**
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6 A BILL

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8 B19-989
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10 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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15 To establish a program to provide accessible, on-street, metered parking spaces that are reserved
16 exclusively for the use by persons with disabilities, to ensure that these parking spaces
17 and parking meters are accessible to persons with disabilities and comply with the
18 Americans with Disabilities Act, to require a survey of the accessibility all off-street
19 parking garages and lots; to require the results of the survey to be posted online; to
20 require each off-street parking garage and lot that is accessible to persons with disabilities
21 to post a sign indicating its accessibility prominently at its entrance; and to amend the
22 Department of Transportation Establishment Act of 2002 to exempt persons with
23 disabilities parking at accessible, on-street metered spaces reserved for their use from
24 paying the transaction fees for the parking meter pay-by-phone payment system.
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27 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
28 act may be cited as the “Accessible Parking Amendment Act of 2012”.

29 Sec. 2. Accessible on-street parking program.

30 (a) The District Department of Transportation (“DDOT”) shall establish a program to
31 provide accessible, on-street, metered parking spaces that are reserved exclusively for the use by
32 persons with disabilities. This program shall comply with all of the requirements of the
33 Americans with Disabilities Act of 1990, approved July 26, 1990 (42 U.S.C. §12101 *et seq.*)
34 (“ADA”).”

35 (b) DDOT shall:

1 (1) Establish reserved, accessible, “Red Top” on-street, metered parking spaces
2 for persons with disabilities to park for an extended time;

3 (2) Establish non-reserved, accessible, “Blue Top” on-street, metered parking
4 spaces for all patrons including persons with disabilities to park for an extended time;

5 (3) Evaluate, with the assistance of the Office of Disability Rights, each initial
6 Red Top and Blue Top metered parking space to ensure that they comply with the requirements
7 of the ADA prior to the program taking effect;

8 (4) Waive the pay-by-phone transaction fees for Red Top metered parking spaces;

9 (5) Widely publicize the accessible parking program for at least 60 days prior to
10 taking effect, including mailing notices to all persons in the District with a disability parking
11 placard or plates and coordinating communications with advocates for persons with disabilities;
12 and

13 (6) Acquire the most accessible meter technology available.

14 (c) DDOT shall continually monitor the demand and usage of Red Top metered parking
15 spaces and adjust the number and location of these spaces to meet the demand.

16 (d) The Office of Disability Rights, with the participation of DDOT, shall convene a
17 public meeting, at least once per quarter, to discuss the District’s accessible parking program and
18 seek recommendations for further improvement.

19 (e) On or before September 30, 2013, DDOT shall transmit to the Mayor and the Council
20 a report on the implementation of the accessible parking program, which shall include:

21 (1) The number and location of all Red Top and Blue Top metered parking
22 spaces;

1 (2) A statement indicating whether all Red Top and Blue Top metered parking
2 spaces comply with the ADA;

3 (3) A description of DDOT's efforts to acquire new, more accessible parking
4 meter technology;

5 (4) An analysis of the demand for Red Top metered spaces and how DDOT has
6 adjusted the number and location of Red Top metered spaces based upon demand;

7 (5) A summary of comments and recommendations received from the public on
8 the program;

9 (6) Any recommendations for improving the accessible parking program.

10 Sec. 3. Accessible off-street parking program.

11 (a) The Mayor, with the assistance of the Office of Disability Rights, shall conduct a
12 survey of the accessibility all off-street parking garages and lots that permit public parking and
13 have at least 20 spaces to ensure that these garages and lots are in compliance with the ADA.

14 (b) The Mayor shall post a list and a map of all off-street parking garages and lots that are
15 accessible to persons with disabilities on the Office of Disability Rights' website.

16 (c) (1) Within 180 days of the effective date of this act, each off-street parking garage and
17 lot that is accessible to persons with disabilities shall post a sign stating that it is accessible in a
18 conspicuous place at its entrance.

19 (2) The design and requirements of the sign required by this subsection shall be
20 developed by the Office of Disability Rights with the assistance of the District Department of
21 Transportation.

22 Sec. 4. Conforming amendment.

1 The Department of Transportation Establishment Act of 2002, effective May 21, 2002
2 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended as follows:

3 (1) Section 9f is amended by adding a new subsection (c) to read as follows:

4 “(c) The District shall not require persons with disabilities parking at metered spaces
5 reserved for people with disabilities to pay the transaction fees for the parking meter pay-by-
6 phone payment system.”.

7 (2) Section 9g is amended by adding a new subsection (a-1) to read as follows:

8 “(a-1) Funds may also be used to pay parking meter pay-by-phone transaction fees for
9 persons with disabilities parking at metered spaces reserved for persons with disabilities pursuant
10 to section 9f(c).”.

11 Sec. 5. Fiscal impact statement.

12 The Council adopts the fiscal impact statement in the committee report as the fiscal
13 impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act,
14 approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02 (c)(3)).

15 Sec. 6. Effective date.

16 This act shall take effect following approval by the Mayor (or in the event of veto by the
17 Mayor, action by Council to override the veto), a 30-day period of Congressional review as
18 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
19 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
20 Columbia Register.