

Legistar File No. 87624 Body – Version 3

DRAFTER'S ANALYSIS: This ordinance amendment grants to certain Metro employees the ability to issue citations for nonpayment of bus fare. This ordinance also allows for more cost-efficient enforcement of nonpayment of fare on board city transit buses. This ordinance removes requirements for bus driver and law enforcement involvement in fare enforcement activities.

The substitute amends the bail deposit for nonpayment of motor bus fare from \$50 to \$5.

The second substitute adds clarification to the description of the offense in 1.08, MGO.

The Common Council of the City of Madison do hereby ordain as follows:

1. Section 11.09 entitled "Payment of Taxicab and Motor Bus Fare Required" of the Madison General Ordinances is amended as follows:

"11.09 PAYMENT OF TAXICAB AND MOTOR BUS FARE REQUIRED.

- (1) Any person who hires a taxicab licensed pursuant to this chapter and fails to pay the fare authorized by law shall be subject to a forfeiture of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500).
- (2) Any person who enters a motor bus that transports persons for hire or a city transit bus and refuses to pay, without delay, upon demand of the operator or other person in charge of the motor bus, the prescribed transportation fare shall be subject to a forfeiture not to exceed one hundred dollars (\$100).
- (3) Any person who boards a city transit bus or motor bus for hire and fails to pay the required fare shall be subject to a forfeiture not to exceed one hundred dollars (\$100)."

2. Subsection (3) entitled "Schedule of Deposits" of Section 1.08 entitled "Issuance of Citations and Complaints for Violations of Certain Ordinances and Providing a Schedule of Cash Deposits" of the Madison General Ordinances is amended by amending therein the following:*

<u>"Offense</u>	<u>Ord. No./Adopted Statute No.</u>	<u>Deposit *</u>
Payment of <u>city transit</u> /motor bus fare required.	11.09(2), <u>(3)</u>	\$50 <u>\$5</u> "

*EDITOR'S NOTE:

New bail deposits must be approved by the Municipal Judge prior to adoption. This deposit has been so approved.

3. Subsection (4) entitled "Issuance of Citations" of Section 1.08 entitled "Issuance of Citations and Complaints for Violations of Certain Ordinances and Providing a Schedule of Cash Deposits" of the Madison General Ordinances is amended by creating therein the following:

<u>"Enforcement Official</u>	<u>Ordinance Chapter or Section and Title</u>
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Director of Traffic Engineering, or their designee.	Section 10.05, Occupancy of Rights-of-Way; Section 10.055, Occupancy of Streets or Other Public Areas; Section 10.057, Facility Access Permit; 10.30, Roadway Cafes.
<u>Metro General Manager and Metro Chief Operating Officer or the designee of either; Metro Operations Managers; Metro Operations Supervisors.</u>	<u>Section 11.09(2)-(3), Payment of Taxicab and Motor Bus Fare Required."</u>

EDITOR'S NOTE:

DRAFTER'S ANALYSIS: This ordinance amendment grants to certain Metro employees the ability to issue citations for nonpayment of bus fare. This ordinance also ~~makes for clearer rules and simpler administration~~ allows for more cost-efficient enforcement of nonpayment of fare on board city transit buses. This ordinance removes requirements for bus driver and law enforcement involvement in fare enforcement activities. ~~Forfeiture amounts match current amounts for nonpayment of bus fare.~~