

DEPARTMENT OF CUSTOMER SERVICES

CITY AND COUNTY OF HONOLULU

STATE OF HAWAII

Amendments to Hawaii Administrative Rules, Department of Customer Services,  
Title 9, Subtitle 1, Part 1, Chapter 1, Subchapter 5, section 9-1-13, relating to  
Taxicabs.

December 28, 2022

SUMMARY

1. §9-1-13 is amended.

SUBCHAPTER 5

RATES OF FARE, BAGGAGE CHARGE AND SURCHARGE

§9-1-13 (a) Rate of Fare and Baggage Charge. Pursuant to section 36-1.9(a), ROH, no taxicab driver or taxi company shall assess a passenger more than the following maximum fares or baggage charges:

- (1) Mileage Rate.  
For the first one-eighth of a mile  
or fraction thereof ..... \$4.38  
For each additional one-eighth of a mile  
or fraction thereof ..... \$0.56
- (2) Waiting Charge  
For each forty-five seconds  
or fraction thereof ..... \$0.56
- (3) Small Baggage, Parcel or Object Charge.  
For each purse, briefcase, airline handbag,  
camera, grocery bag (less than twenty-five pound  
size), parcel less than four cubic feet in size or  
collapsible wheelchair ..... No Charge
- (4) Regular Baggage, Parcel, or Object Charge.  
For each piece of baggage, parcel or object except  
those enumerated in subsection (c) or (e) ..... \$0.75
- (5) Extra Large or Heavy Baggage, Parcel or  
Object Charge.  
For each piece of baggage, parcel or object, greater  
than ten cubic feet in size, exceeding eighty pounds in weight,  
or exceeding four feet in length, and for each surfboard or  
bicycle ..... \$6.38

[Eff: 05/01/09, am 06/13/13, am and comp: **JAN 22 2023** ]  
(Auth: ROH § 36-1.9) (Imp: ROH § 36-1.9)

Historical Note: § 36-1.9 is substantially based upon § 12-1.11, R.O. 1978; (1987 Supp. to 1983 Ed.); (1990 Code, Ch. 12, Art. 1, § 12-1.10); (Am. Ords. 88-98, 90-84, 93-85, 94-87, 05-005, 08-9)

(b) Fuel Surcharge.

(1) Pursuant to section 36-1.9(b), ROH, a taxicab driver or taxicab company may assess a passenger a fuel surcharge, set forth in subsection (4) below, as determined by the Director, for each separate trip when the taxicab is actually occupied by the passenger for hire or when occupied by parcels or baggage transported for hire, subject to the provisions of subsection (3) below.

(2) The fuel surcharge shall be calculated by the Director every six months using the following factors:

(i) "Fuel Cost Per Gallon of Unleaded Regular Gas" means the Six-month Average Fuel Cost Per Gallon of Unleaded Regular Gas less Average Fuel Cost Per Gallon of Unleaded Regular Gas Since Last Rate or Fuel Surcharge.

(ii) "Total Average Miles Driven Per Day" means the Average Taxicab Trips Per Day multiplied by Average Miles Per Trip when the taxicab is actually occupied by the passenger for hire or when occupied by parcels or baggage transported for hire.

(iii) "Total Gallons Consumed Per Day" means the Total Average Miles Driven Per Day divided by the Average Vehicle Fuel Consumption.

(iv) "Cost of Fuel Consumed Per Day" means the Total Gallons Consumed Per Day multiplied by the Fuel Cost Per Gallon of Unleaded Regular Gas.

(v) "Fuel Surcharge" means the Cost of Fuel Consumed Per Day divided by Average Taxicab Trips Per Day. The fuel surcharge shall be rounded to the nearest ten cents.

(3) If the taxicab driver or taxicab company chooses to assess a fuel surcharge, the following shall apply:

(i) Prior to assessing the fuel surcharge, the taxicab driver or taxicab company shall inform the Director that it intends to assess the fuel surcharge and shall submit for approval the placard or notice referenced in section (ii)(b) below.

(ii) The approved fuel surcharge shall be disclosed:

- (a) on the schedule of fares and charges; and
- (b) on a separate placard or notice that is conspicuously displayed to the passengers in the rear passenger compartment alerting the passenger of the approved fuel surcharge. The placard or notice shall be approved by the Director and shall be displayed in a manner that is in compliance with applicable law.

(iii) The fuel surcharge is a set amount per trip and cannot be altered by a taxicab company or taxicab driver. This section does not affect the ability of a taxicab company or taxicab driver from charging a passenger less than the amount due indicated by the taximeter pursuant to section 36-1.9(c)(4), ROH.

(iv) If a taxicab company that owns or operates more than one taxicab chooses to assess a fuel surcharge, all of its taxicabs shall have their placards or notices specified in section (ii) above and schedule of fares and charges adjusted and approved to include the fuel surcharge.

(v) If the fuel surcharge is changed following a determination by the director, placards or notices specified in section (ii) above and schedule of fares and charges shall be adjusted within 30 calendar days to reflect said changes.

(vi) If a fuel surcharge is assessed and if a receipt is requested, the receipt shall indicate the amount of the fuel surcharge as a separate item.

(4) A taxicab driver or taxicab company may assess passengers a fuel surcharge of \$2.60.

[Eff: 05/01/09, am 06/13/13, am and comp: **JAN 22 2023** ]  
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DEPARTMENT OF CUSTOMER SERVICES

These amendments to Title 9, Part 1, Chapter 1, Subchapter 5, section 9-1-13, Department of Customer Services, Hawaii Administrative Rules, relating to Taxicabs, were adopted on December 28, 2022, following a public hearing held on November 28, 2022, at 9:00 a.m., during which public testimony was taken, after public notice containing all information required by Section 91-3, Hawaii Revised Statutes, was published in the Honolulu Star-Advertiser on October 28, 2022.

These rules shall take effect ten days after filing with the Office of the City Clerk, City and County of Honolulu.



KIMBERLY M. HASHIRO, Director  
Department of Customer Services  
City and County of Honolulu

APPROVED:



RICK BLANGIARDI  
Mayor  
City and County of Honolulu

Dated: JANUARY 10, 2023

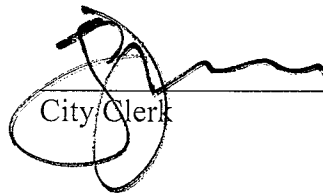
APPROVED AS TO FORM  
AND LEGALITY:



Deputy Corporation Counsel

FILED:

Given unto my hand and affixed with the  
Seal of the City and County of Honolulu this  
12<sup>th</sup> day of JANUARY, 2023.



City Clerk