

PUBLIC RIGHT-OF-WAY OCCUPANCY PERMITS DOCKLESS SHARING VEHICLES

Dockless Emergency and Proposed Rulemaking
Frequently Asked Questions

Q: What are the requirements for fleet increases?

Fleet Increase Amount	Qualifications
To qualify for a fleet increase the permittee must have a valid permit, be in good standing, and meet the listed requirements.	<p>Vehicles</p> <ul style="list-style-type: none"> • Average at least six hundred (600) dockless sharing vehicles available for use in the public right-of-way during the time period. <p>Trips</p> <ul style="list-style-type: none"> • Average 200 trips of 5 minutes in duration on each of the 7 days during the previous week • At least 1% of trips are taken by Low-Income Customer Plan participants <p>Customer Plan Requirements</p> <ul style="list-style-type: none"> • Offer a Low-Income Customer Plan (LICP) which meets the permit requirements (i.e waives applicable fee deposit, optional cash payment, and unlimited trips under 30 minutes) and have at least 5 customers that participate in the plan in the previous week. • Offer an Essential Workers Customer Plan (EWCP) and have at least 5 customers that participate in the plan in the previous week.
50 vehicles	<p>Low-income customer plan trips are between 1%-5.99% of all trips and Essential Worker Customer Plan trips are between 1%-5.99% of all trips.</p> <p>OR</p> <p>The combined percentage of LICP and EWCP trips total at least 4% of all trips.</p>
100 vehicles	<p>Low-income customer plan trips are between 6%-7.99% of all trips and Essential Worker Customer Plan trips are between 6%-7.99% of all trips.</p> <p>OR</p> <p>The combined percentage of LICP and EWCP trips total at least 12% of all trips.</p>
150 vehicles	<p>Low-income customer plan trips are between 8%-10.99% of all trips and Essential Worker Customer Plan trips are between 8%-10.99% of all trips.</p> <p>OR</p> <p>The combined percentage of LICP and EWCP trips total at least 16% of all trips.</p>
200 vehicles	<p>Low-income customer plan trips are at least 11% of all trips and Essential Worker Customer Plan trips are at least 11% of all trips.</p> <p>OR</p> <p>The combined percentage of LICP and EWCP trips total at least 22% of all trips.</p>

Q: How often can we apply for fleet increases?

A: Each company can apply weekly.

Q: How long will this fleet increase process be in effect?

A: This process will be in effect until at least October 9, 2020, the duration of the emergency rulemaking (120 days). DDOT will also publish these rules as a proposed rulemaking for public comment on June 19, 2020. The future structure of any fleet increases beyond October 9 will be dependent on the outcome of that public comment and final rulemaking process. Companies can apply on a weekly basis until the maximum fleet cap of 2,500 scooters is reached.

Q: Once a company is approved for a fleet increase, how long will the approved increase be permitted?

A: The fleet increases obtained during the emergency rulemaking will be valid for the remainder of the permit term. However, DDOT reserves the right to order a company to suspend or modify service, or to revoke a permit, pursuant to the agency's authority to regulate public space under Title 24 of the District of Columbia Municipal Regulations.

Q: How long will it take for DDOT to respond to requests for fleet increase?

A: Depending on the volume of requests and the formatting of the data, it may take up to 2 weeks for DDOT to respond to requests.

Q: How will DDOT count the minimum number of vehicles (600 average)?

A: DDOT will use the vehicle.csv to count the number of vehicles in public space each day. We will add the field 'num_days_in_service' together and divide by 7.

Q: Can the requirements in this rulemaking be changed?

A: The fleet increases are part of the emergency and proposed rulemaking. The emergency rulemaking is in effect for 120 days, until October 9, 2020. Dockless vehicle operating companies can comment on the proposed rulemaking during the 30-day public comment period after it is published in the DC Register. Publication is currently scheduled for June 19, 2020.

Q: How will the reports be used to determine fleet increase eligibility? Do we need to give DDOT the trips.csv?

A: DDOT will be using the below files to determine if your company qualifies for a fleet increase.

- The vehicles csv will be used to determine how many vehicles remain in public space
- The trips document will be used to determine the number of trips per day that were longer than 5 minutes. The weekly total will be used to determine the denominator for the qualifying percentages of LICP trips and EWCP trips.
- The customer summary report will be used to determine the percentages of LICP and EWCP trips from the total. The total number of trips will be compared to the total number of qualifying trips from the trips file.

If you have concerns over a specific field, please let us know. If you have concerns around how the reports are delivered, we can use the FTP for file transfer.

June 18, 2020

Q: What criteria will the Director use to consider increased dockless sharing vehicles in the public right-of-way (24 DCMR 3314.13(d))?

A: DDOT will consider several factors to determine if fleet increases for dockless sharing companies will have impacts on the District's public right-of-way and any other impacts on public health, safety, and welfare. These factors will include, but are not limited to, whether a company is adequately geofencing and how many trips improperly end inside a geofence that should preclude parking. DDOT will also consider the effectiveness of a company's response efforts to address improperly parked vehicles.

Q: What data will be used to decide if a company qualifies for a fee waiver?

A: DDOT will use the trips reports submitted for the qualifying months. Companies will be required to submit the customer summary report for the time period from April 27, 2020 through October 9, 2020.

Q: Why can't we count users that start trips in equity emphasis areas rather than using the LICP?

A: Scooters are operating under 2019 terms and conditions which does not require the use of Equity Emphasis Areas. These emergency rules use the current operating conditions to qualify operators for fleet increases.