

Chapter 95

RENTAL CAR MITIGATION PROGRAM

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95.0 Purpose: This chapter implements the 1992 Regional Transportation Plan - Air Quality Plan, and Goal #4, Policy 2 of the Development and Implementation Priorities Subelement, Implementation Element of the Regional Plan Goals and Policies Plan. The rental car mitigation program set forth in this chapter is also intended to assist in the achievement and maintenance of environmental thresholds for transportation and air and water quality.

95.1 Applicability: Beginning December 1, 1993, the provisions of this chapter shall apply to all rental car transactions in the Tahoe Region except as exempted in Section 95.4 of this chapter.

95.2 Definitions: The following terms are defined as follows:

95.2.A Local Resident: A local resident is a person whose primary residence is in the Tahoe Region as evidenced by a driver's license.

95.2.B Rental Car: A rental car is a passenger vehicle designed to carry not more than 10 persons and which is available for rental on a daily or other basis to members of the general public. The definition of rental car does not include a taxi, limousine, motorhome, truck, or motorcycle.

95.2.C Rental Transaction: A rental transaction is a commercial agreement for the hire of a rental car by a person for one or more days.

95.3 Mitigation Fee: Beginning December 1, 1993, each rental transaction in which the rental car is rented by, or delivered to, a person in the Tahoe Region, shall be assessed a mitigation fee[§] for each day of the rental transaction.

[§] Amended 11/17/04

Beginning January 1, 2002, the mitigation fee shall be \$4.75 for EACH DAY of the rental transaction. The mitigation fee shall be separately stated in the rental agreement covering the transaction. Drop-off of the rental car outside the Tahoe Region shall not be cause for exemption from payment of the fee. The mitigation fee shall be adjusted annually consistent with the annual change in the Consumer Price Index for the San Francisco region, rounded to the nearest quarter-dollar. Any adjustment to the fee shall be reviewed and approved by the Tahoe Transportation District.[§]

- 95.4 Exemption: A local resident who hires a rental car shall be exempt from the mitigation fee.
- 95.5 Collection: The mitigation fee shall be charged and collected by all rental car businesses which rent or deliver rental cars to persons in the Tahoe Region. The mitigation fee shall be charged and collected beginning December 1, 1993, for each day of each rental transaction. Mitigation fees shall be remitted to TRPA quarterly and no later than 30 days after each quarter. The remitted mitigation fees shall be accompanied by a certified statement setting forth the number of days for all rental transactions in the Tahoe Region and a list of exempted transactions.
- 95.6 Use of Mitigation Fees: TRPA shall deposit rental car mitigation fees in an interest-bearing trust account and accrued interest shall remain with the trust account. TRPA shall disburse funds to the Tahoe Transportation District (TTD), upon request, provided TRPA finds the expenditure is consistent with TRPA's Regional Transportation Plan - Air Quality Plan. By October 1 of each year, TTD shall submit an annual report to TRPA on the funds expended as of June 30 of that year.

[§] Amended 11/17/04