
A BILL FOR AN ACT

RELATING TO SCHOOL SAFETY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 302A-406, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§~~**302A-406**~~"~~ **Transportation of school children.** (a)

4 The department may provide suitable transportation to and from
5 school and for educational field trips for all children in
6 grades kindergarten to twelve and in special education classes.
7 The department shall adopt such policy, procedure, and program
8 as it deems necessary to provide suitable transportation. In
9 formulating the policy, procedure, and program, the department
10 shall consider the school district; the school attendance area
11 in which a school child normally resides; the distance the
12 school child lives from the school; the availability of public
13 carriers or other means of transportation; the frequency,
14 regularity, and availability of public transportation; and the
15 grade level, physical handicap, or special learning disability
16 of a school child, and it may also consider such conditions and
17 circumstances unique or peculiar to a county or area.



1 (b) The department shall adopt rules under chapter 91
2 governing the supervision and administration of the
3 transportation of school children under this section.

4 (c) Notwithstanding subsection (b) or any other law to the
5 contrary, the principal of a school or the principal's designee
6 may direct any school vehicle to use parking spaces reserved for
7 persons with disabilities for the temporary loading and
8 unloading of students, when deemed necessary by the principal or
9 the principal's designee to ensure student safety."

10 SECTION 2. Section 291-57, Hawaii Revised Statutes, is
11 amended to read as follows:

12 **"§291-57 Parking spaces reserved for persons with**
13 **disabilities; penalties.** (a) Any person who uses a parking
14 space reserved for persons with disabilities who:

15 (1) Fails to properly display a removable windshield
16 placard, a temporary removable windshield placard, or
17 special license plates;

18 (2) Displays an invalid removable windshield placard, an
19 invalid temporary removable windshield placard, or
20 invalid special license plates;

21 (3) Uses a removable windshield placard, a temporary
22 removable windshield placard, or special license plate



1 that was not issued to that person or to any
2 passengers occupying the vehicle in the parking space;
3 or

4 (4) With or without a removable windshield placard, a
5 temporary removable windshield placard, or special
6 license plates:

7 (A) Parks in an access aisle; or

8 (B) Obstructs the ingress or egress to a parking
9 space reserved for a person with a disability;

10 shall be guilty of a traffic infraction under chapter 291D and
11 shall be fined not less than \$250 nor more than \$500 and pay any
12 costs incurred by the court related to assessing the fine;
13 provided that a person with a disability who has been issued a
14 valid placard or special license plate that is currently in
15 effect, and who has failed to display the placard or license
16 plate while parking in a space reserved for persons with
17 disabilities, shall pay a fine of not less than \$25 nor more
18 than \$100 and any costs incurred by the court related to
19 assessing the fine.

20 (b) Any person who uses a parking space reserved for
21 persons with disabilities and refuses or fails to present an
22 identification card issued under this chapter or the rules



1 adopted thereunder to an enforcement officer upon request shall
2 be guilty of a traffic infraction under chapter 291D and shall
3 be fined not less than \$250 nor more than \$500.

4 (c) Any citation issued under this chapter may be mailed
5 to the violator pursuant to section 291C-165(b).

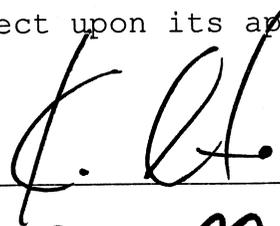
6 (d) This section shall not apply to the use of parking
7 spaces reserved for persons with disabilities by any school
8 vehicle for the temporary loading and unloading of students
9 pursuant to section 302- ."

10 SECTION 3. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 4. This Act shall take effect upon its approval.

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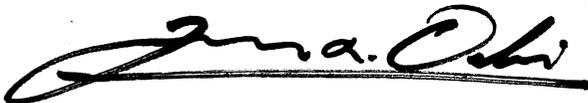
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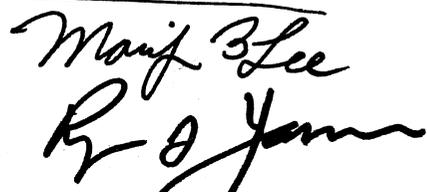






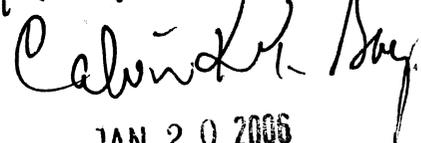














HB 1917

Report Title:

Department of Education; School Safety; Student Transportation

Description:

Authorizes the principal of a public school to authorize temporary use of handicapped parking stalls during an emergency or hazardous traffic condition for students.

