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## A BILL FOR AN ACT

RELATING TO ELECTRIC VEHICLES.

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

1           SECTION 1. Section 291-71, Hawaii Revised Statutes, is  
2 amended to read as follows:  
3           "**§291-71 Designation of parking spaces for electric**  
4 **vehicles; charging system.** (a) Places of public accommodation  
5 with at least one hundred parking spaces available for use by  
6 the general public shall have at least one parking space per one  
7 hundred spaces by July 1, 2017, and two parking spaces per one  
8 hundred spaces by July 1, 2022, exclusively for electric  
9 vehicles and equipped with an electric vehicle charging system  
10 located anywhere in the parking structure or lot [~~by July 1,~~  
11 ~~2012~~]; provided that no parking space designated for electric  
12 vehicles shall displace or reduce accessible stalls required by  
13 the Americans with Disabilities Act Accessibility Guidelines.  
14 Spaces shall be designated, clearly marked, and the exclusive  
15 designation enforced. [~~Owners of multiple parking facilities~~  
16 ~~within the State may designate and electrify fewer parking~~  
17 ~~spaces than required in one or more of their owned properties;~~



1 ~~provided that the scheduled requirement is met for the total~~  
2 ~~number of aggregate spaces on all of their owned properties.]~~

3 This subsection shall be enforced by the appropriate county  
4 authority having jurisdiction over planning and permitting, as  
5 follows:

6 (1) A person or organization may file an open or anonymous  
7 complaint with the county authority listing the places  
8 of public accommodation that are not in compliance;

9 (2) The county authority shall notify the property owner  
10 of noncompliance and allow the owner three hundred  
11 sixty five days to comply with this subsection;

12 (3) After the three hundred sixty five days, the county  
13 department shall conduct an inspection. If the owner  
14 is not in compliance, the county authority shall issue  
15 a warning allowing for an additional one hundred  
16 eighty days for compliance;

17 (4) If, after the warning issued under paragraph (3), the  
18 owner is still in noncompliance, the county department  
19 shall send a formal notice of violation that allows  
20 for an additional ninety days for compliance; and



1        (5) If after the additional ninety days allowed under  
2        paragraph (4) the owner is still in noncompliance, an  
3        administrative fine of \$200 per day shall begin to  
4        accrue; provided that if the fine accrues to over  
5        \$300,000, a lien shall be placed on the property.

6        (b) There shall be an exemption from this section in cases  
7        of financial hardship or an engineering hardship in accordance  
8        with rules adopted by the appropriate county authority having  
9        jurisdiction over planning and permitting; provided that a  
10       financial hardship exemption shall not be granted for places of  
11       public accommodation if a charging company installs the required  
12       electrical charging stations at no cost.

13       ~~(b)~~ (c) For the purposes of this section:

14       "Electric vehicle" means:

15       (1) A neighborhood electric vehicle as defined in section  
16       286-2; or

17       (2) A vehicle, with four or more wheels, that draws  
18       propulsion energy from a battery with at least four  
19       kilowatt hours of energy storage capacity that can be  
20       recharged from an external source of electricity.

21       "Electric vehicle charging system" means a system that:



# H.B. NO. 2568

- 1 (1) Is capable of providing electricity from a non-vehicle
- 2 source to charge the batteries of one or more electric
- 3 vehicles;
- 4 (2) Meets recognized standards, including standard SAE
- 5 J1772 of SAE International; and
- 6 (3) Is designed and installed in compliance with article
- 7 625 of the National Electrical Code.

8 "Place of public accommodation" has the same meaning as  
 9 that provided in section 489-2[-], excluding a park, a campsite,  
 10 trailer facility, or other recreation facility."

11 SECTION 2. Statutory material to be repealed is bracketed  
 12 and stricken. New statutory material is underscored.

13 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

*[Signature]*  
*[Signature]*  
*[Signature]*  
*[Signature]*

JAN 26 2016



# H.B. NO. 2568

**Report Title:**

Electric Vehicles; Allotment of Spaces

**Description:**

Requires, in places of public accommodation, a ratio of one electric vehicle parking stall per 100 stalls by 2017 and a ratio of two electric vehicle parking stalls per 100 stalls by the year 2022. Designates the appropriate county authority having jurisdiction over planning and permitting for enforcement. Specifies procedures for enforcement.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

