

S.B. NO. 1143

JAN 27 2021

A BILL FOR AN ACT

RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS.

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

1 SECTION 1. Chapter 291, Hawaii Revised Statutes, is
2 amended by adding to part III a new section to be appropriately
3 designated and to read as follows:

4 "§291- Costs. Beginning July 1, 2022, all costs
5 associated with the statewide parking program for persons with
6 disabilities shall be appropriated from the accessible parking
7 special account established under section 348F- ."

8 SECTION 2. Chapter 348F, Hawaii Revised Statutes, is
9 amended by adding a new section to be appropriately designated
10 and to read as follows:

11 "§348F- Accessible parking special account. (a) The
12 disability and communication access board shall establish and
13 administer an accessible parking special account within the
14 disability and communication access board special fund
15 established under section 348F-7. The accessible parking
16 special account shall accept funds pursuant to section 249-31.
17 All interest earned or accrued on such moneys shall become part
18 of the special account.

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1 (b) Moneys in the accessible parking special account shall
2 be expended to cover the costs to administer the statewide
3 parking program for persons with disabilities under part III of
4 chapter 291.

5 (c) From each annual motor vehicle registration fee
6 collected pursuant to section 249-31 (b), \$1 shall be deposited
7 into the accessible parking special account established under
8 subsection (a)."

9 SECTION 3. Section 249-31, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§249-31 State registration fee.** (a) All vehicles and
12 motor vehicles in the State as defined in section 249-1,
13 including antique motor vehicles, except as otherwise provided
14 in sections 249-4, 249-6, and 249-31.5, shall be subject to a
15 [~~\$45~~] \$46 annual vehicle registration fee; provided that
16 electric vehicles and alternative fuel vehicles shall pay an
17 annual vehicle registration surcharge fee of \$50, which shall be
18 assessed and collected beginning with the first registration
19 renewal for every electric vehicle and alternative fuel vehicle
20 and shall be deposited into the state highway fund established
21 under section 248-8. The fee shall be paid each year together
22 with all other taxes and fees levied by this chapter on a

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1 staggered basis as established by each county as authorized by
2 section 286-51, and the state registration for that county shall
3 likewise be staggered so that the state registration fee is due
4 and payable at the same time and shall be collected together
5 with the county fee. The state registration fee shall be deemed
6 delinquent if not paid with the county registration fee. The
7 respective counties shall collect this fee together with the
8 vehicle registration tax collected for the county and shall
9 transfer the moneys collected under this section to the State.

10 (b) In addition to the annual vehicle registration
11 surcharge fee, for each annual motor vehicle registration fee,
12 the director shall deposit \$40 into the state highway fund
13 ~~[and]~~, \$5 into the emergency medical services special fund~~[and]~~,
14 and \$1 into the accessible parking special account established
15 pursuant to section 348F- ."

16 SECTION 4. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

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21 SECTION 5. This Act shall take effect on January 1, 2022.

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INTRODUCED BY:

[Handwritten Signature]

BY REQUEST

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Report Title:

Parking for Persons with a Disability, Funding

Description:

Creates an accessible parking special account within the disability and communication access board special fund. Increases the state vehicle registration fee by \$1, to be deposited into the accessible parking special account. Requires all costs associated with the statewide parking program for persons with disabilities to be appropriated from the accessible parking special account beginning July 1, 2022.

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

JUSTIFICATION SHEET

DEPARTMENT: Health

TITLE: A BILL FOR AN ACT RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS.

PURPOSE: Establish an accessible parking special account within the disability and communication access board special fund. Increases the state vehicle registration fee by \$1, to be deposited into the accessible parking special account and require all costs associated with the statewide parking program for persons with disabilities to be appropriated from the accessible parking special account beginning July 1, 2022.

MEANS: Add new section to part III, chapter 291, Hawaii Revised Statutes (HRS); add new section to chapter 348F, HRS, and amend section 249-31, HRS.

JUSTIFICATION: The parking program for persons with disabilities benefits those who travel in private motor vehicles. The program is funded by an annual appropriation from the general fund. It is not legal to charge a fee for a disability parking permit in order to fund the program, but it is possible to utilize the motor vehicle registration fee as a funding mechanism since there is a nexus between vehicle use and parking. This will allow the Legislature to redirect the current general fund appropriation to other agencies and programs.

Impact on the public: Residents who pay the motor vehicle registration fee will incur a nominal increase in their fee.

Impact on the department and other agencies:
The bill requires the counties to collect the state motor vehicle registration fee and transmit it to the State. The bill directs the State to deposit \$1 for every motor vehicle registration into an accessible parking special account within the disability and communication access board special fund.

GENERAL FUND: None.

OTHER FUNDS: State highway fund.

PPBS PROGRAM
DESIGNATION: HTH 520.

OTHER AFFECTED
AGENCIES: County motor vehicle and finance agencies,
State Department of Transportation,
Department of Budget and Finance.

EFFECTIVE DATE: January 1, 2022.