
A BILL FOR AN ACT

RELATING TO ELECTRIC VEHICLE CHARGING SYSTEMS.

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

1 SECTION 1. The legislature finds that the number of
2 electric vehicles in Hawaii is rising, the widespread adoption
3 of electric vehicles will help the State to achieve its
4 decarbonization goals, and the buildout of adequate electric
5 vehicle infrastructure, including publicly accessible charging
6 stations, is critical to these efforts. Additionally, the
7 neighbor islands are particularly lacking in publicly available
8 electric vehicle infrastructure.

9 The legislature also finds that existing law requires that
10 places of public accommodation with at least one hundred parking
11 spaces must have at least one parking space fitted with an
12 electric vehicle charging system. Additionally, the law also
13 provides owners of multiple parking facilities within the State
14 the option to aggregate the requirement to a single location.
15 For example, an owner of two parking facility locations could
16 opt to install two electric vehicle charging systems at one
17 location and none at a second location to meet the requirement.



1 The legislature further finds that it is necessary to
2 clarify that the aggregation of electric vehicle charging
3 systems by an owner should remain within the same county to
4 prevent required electric vehicle charging systems from being
5 aggregated from one county to another, ensuring a more equitable
6 adoption of electric vehicle infrastructure for each county.

7 The purpose of this Act is to:

- 8 (1) Remove the loophole that allows property owners to
9 electrify fewer spaces than required if they fulfil
10 the requirement in aggregate across different parking
11 lots;
- 12 (2) Provide the counties the clear authority to require
13 electric vehicle charging infrastructure on parking
14 lots with fewer than one hundred stalls;
- 15 (3) Require the clean ground transportation working group
16 to develop plans for public electric vehicle charging
17 stations on each neighbor island; and
- 18 (4) Require the clean ground transportation working group
19 to create an expedited permitting process for electric
20 vehicle charging stations.



1 SECTION 2. Section 291-71, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Places of public accommodation with at least one
4 hundred parking spaces available for use by the general public
5 shall have at least one parking space equipped with an electric
6 vehicle charging system located anywhere in the parking
7 structure or lot; provided that no parking space designated for
8 electric vehicles shall displace or reduce accessible stalls
9 required by the Americans with Disabilities Act Accessibility
10 Guidelines; provided further that no vehicle shall be permitted
11 to park in a parking space equipped with an electric vehicle
12 charging system while not actively charging. Spaces shall be
13 designated~~[7]~~ and clearly marked, and the exclusive designation
14 shall be enforced. [~~Owners of multiple parking facilities~~
15 ~~within the State may designate and electrify fewer parking~~
16 ~~spaces than required in one or more of their owned properties;~~
17 ~~provided that the scheduled requirement is met for the total~~
18 ~~number of aggregate spaces on all of their owned properties.]~~
19 Nothing in this section shall prohibit the owners of parking
20 structures or lots from charging a fee for the use of an
21 electric vehicle charging system."



1 SECTION 3. Section 291-73, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "[~~f~~]~~§~~291-73[~~f~~] **Ordinances to enforce authorized.** Each
4 county may adopt ordinances to enforce the requirements of
5 section 291-71, including the establishment of penalties for
6 failure to comply with the requirements of that section or
7 maintain electric vehicle charging systems in working order[~~-~~]
8 and ordinances to regulate electric vehicle charging systems,
9 including maintenance requirements, for places of public
10 accommodation with fewer than one hundred parking spaces
11 available for use by the general public.

12 As used in this section, "places of public accommodation"
13 has the same meaning as defined in section 489-2."

14 SECTION 4. Act 226, Session Laws of Hawaii 2023, is
15 amended by amending section 3 to read as follows:

16 "SECTION 3. (a) There is established a clean ground
17 transportation working group within the department of
18 transportation for administrative purposes.

19 (b) The working group shall:

- 20 (1) Develop metrics, benchmarks, plans, and
21 recommendations for the State to achieve the goals set



- 1 forth in sections 225P-5 and [~~225P-5(a)~~], 225P-8(a),
- 2 Hawaii Revised Statutes;
- 3 (2) Coordinate with other groups, agencies, and programs
- 4 within and outside of the State that are working to
- 5 achieve zero-emissions transportation;
- 6 (3) Coordinate with the State and applicable stakeholders
- 7 to pursue grants and other funding opportunities for
- 8 the State to achieve the goals set forth in sections
- 9 225P-5 and [~~225P-5(a)~~], 225P-8(a), Hawaii Revised
- 10 Statutes;
- 11 (4) Consider reducing vehicle miles travelled and demand
- 12 management; [~~and~~]
- 13 (5) Consider equity concerns, including economic and
- 14 accessibility impacts to low-income communities[~~+~~];
- 15 (6) Develop plans for electric vehicle charging systems on
- 16 each neighbor island; and
- 17 (7) Develop an expedited permitting process for the
- 18 installation of electric vehicle chargers and related
- 19 supporting infrastructure consistent with the goals of
- 20 this section that includes:



- 1 (A) Requirements with which electric vehicle charging
- 2 stations and related supporting infrastructure
- 3 shall comply to be eligible for expedited review;
- 4 (B) An application that satisfies the information
- 5 requirements for subparagraph (A); and
- 6 (C) A process for approval of applications for
- 7 expedited permits.

- 8 (c) The working group shall comprise the following:
- 9 (1) The director of transportation, or the director's
- 10 designee, who shall serve as co-chairperson of the
- 11 working group;
- 12 (2) The chief energy officer of the Hawaii state energy
- 13 office, or the chief energy officer's designee, who
- 14 shall serve as co-chairperson of the working group;
- 15 (3) The director of the office of planning and sustainable
- 16 development, or the director's designee;
- 17 (4) The co-chairpersons of the commission, or the co-
- 18 chairpersons' designees;
- 19 (5) The chairpersons of the senate and house of
- 20 representatives standing committees having primary
- 21 jurisdiction over transportation, or their designees;



1 (6) The mayor of each county, or their designees, who
2 shall be invited by the working group to participate;
3 and

4 (7) Other relevant stakeholders as recommended by the
5 working group.

6 (d) The working group shall:

7 (1) Submit annual interim reports to the commission of the
8 working group's activities performed, progress made,
9 and recommendations for the State to achieve the goals
10 set forth in sections 225P-5 and [~~225P-(a),~~]
11 225P-8(a), Hawaii Revised Statutes, twenty days prior
12 to the convening of each regular session from 2024 to
13 2034; [~~and~~]

14 (2) Submit a final report on the progress made and
15 recommendations for the State to achieve the goals set
16 forth in sections 225P-5 and [~~225P-(a),~~] 225P-8(a),
17 Hawaii Revised Statutes, including any proposed
18 legislation, to the legislature no later than twenty
19 days prior to the convening of the regular session of
20 2035[~~-~~]; and



1 (3) Publish a plan for an expedited permitting process for
2 the installation of electric vehicle chargers and
3 related supporting infrastructure and submit a report
4 of its findings and recommendations, including any
5 proposed legislation, to the legislature and counties
6 no later than twenty days prior to the convening of
7 the regular session of 2025.

8 (e) Each state or county entity responsible for the
9 approval of permits for the construction and installation of
10 electric vehicle chargers shall incorporate the working group's
11 recommended plans for an expedited permitting process for the
12 installation of electric vehicle chargers and related supporting
13 infrastructure no later than July 1, 2026.

14 (f) For the purposes of this section "electric vehicle
15 chargers and related supporting infrastructure" means a level 2
16 or higher electric vehicle supply equipment station that is
17 designed and built to provide and deliver electricity from a
18 source outside an electric vehicle into a plug-in electric
19 vehicle, mounting or securing infrastructure, and related
20 electrical conduit and capacity.



1 [~~(e)~~](g) The working group shall cease to exist on
2 January 1, 2035."

3 SECTION 5. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 6. This Act shall take effect upon its approval.



Report Title:

Electric Vehicle Charging Systems; Clean Ground Transportation Working Group; Parking Spaces; Requirements; Report

Description:

Removes the exemption that allowed owners of multiple parking facilities within the State to designate and electrify fewer parking spaces than required in one or more of the properties if the requirement for the total number of aggregate spaces on all of their owned properties was met. Authorizes the counties to adopt ordinances to regulate electric vehicle charging systems for places of public accommodation with fewer than one hundred parking spaces. Requires the Clean Ground Transportation Working Group to develop plans for public electric vehicle charging stations on each neighbor island and develop an expedited permitting process for electric vehicle charges and related supporting infrastructure. Requires a report to the Legislature and counties. (SD1)

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