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# A BILL FOR AN ACT

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RELATING TO PARKING.

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

1       SECTION 1. The legislature finds that the statewide  
2 parking program for persons with disabilities, was established  
3 to provide individuals with mobility disabilities the ability to  
4 travel and park in accessible parking spaces via the use of  
5 parking placards. However, improper use and insufficient  
6 enforcement impact access for legitimate program participants.

7       The legislature further finds that adoption of electric  
8 vehicles is a vital step in the State's efforts to combat  
9 climate change, reach the 2045 mandated carbon neutrality, and  
10 create a more sustainable future. The legislature has made  
11 efforts to encourage and facilitate the adoption of electric  
12 vehicles with tax credits and with designated charging parking  
13 spaces. These parking spaces not only encourage the adoption of  
14 electric vehicles but are a vital component to personal and  
15 statewide use. The ability to park in an electric vehicle space  
16 allows individuals to make sure they can continue to use their



1 vehicle with ease and have the security to make it to their next  
2 destination with adequate fuel.

3 The legislature concludes that the use of these spaces by  
4 non-electric vehicles not only takes away an incentive granted  
5 to electric vehicle drivers but can imperil their transportation  
6 use by not allowing them the opportunity to recharge.

7 Therefore, the purpose of this Act is to authorize the  
8 counties to adopt ordinances to enforce the accessible parking  
9 space design requirements for parking for disabled persons and  
10 parking for electric vehicles and any respective administrative  
11 rules to ensure unimpeded access for program participants.

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

15 **"§291- Requirement to provide parking for persons with**  
16 **disabilities; ordinances to enforce.** (a) Each county may adopt  
17 ordinances to:

18 (1) Enforce the design and construction requirements of  
19 this part, and any administrative rules adopted  
20 pursuant to this part, pertaining to the provision of  
21 parking spaces and access to parking spaces reserved



1 for persons with disabilities, including but not  
2 limited to the number, location, design, and signage  
3 of these parking spaces; and

4 (2) Establish penalties for failure to comply with  
5 ordinances adopted pursuant to this section.

6 (b) An official appointed by a county may enter the  
7 property of a place of public accommodation to enforce any  
8 applicable ordinances adopted pursuant to this section.

9 (c) For the purposes of this section, "place of public  
10 accommodation" has the same meaning as in section 489-2."

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

13 **"[+]§291-73[+] Ordinances to enforce authorized. (a)**

14 Each county may adopt ordinances to enforce the requirements of  
15 section 291-71, including the establishment of penalties for  
16 failure to comply with the requirements of that section or  
17 maintain electric vehicle charging systems in working order.

18 (b) Any official appointed by a county may enter the  
19 property of a place of public accommodation to enforce any  
20 applicable ordinances adopted pursuant to this section.



1        (c) For the purposes of this section, "place of public  
2 accommodation" has the same meaning as in section 489-2."

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

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



**Report Title:**

Disabled Persons; Electric Vehicles; Parking; Counties;  
Ordinances

**Description:**

Authorizes the counties to adopt ordinances to enforce the accessible parking space requirements for parking spaces reserved for persons with disabilities and electric vehicles.  
(CD1)

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

