
A BILL FOR AN ACT

RELATING TO PARKING SPACES RESERVED FOR PERSONS WITH
DISABILITIES.

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

1 SECTION 1. Section 291-57, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§291-57 Parking spaces reserved for persons with**
4 **disabilities; penalties.** (a) Any [~~person who~~] driver of a
5 vehicle who uses a parking space reserved for persons with
6 disabilities, or registered owner of a vehicle parked in a
7 parking space reserved for persons with disabilities, who:

8 (1) Fails to properly display a removable windshield
9 placard, a temporary removable windshield placard, or
10 special license plates;

11 (2) Displays an invalid removable windshield placard, an
12 invalid temporary removable windshield placard, or
13 invalid special license plates;

14 (3) Uses a removable windshield placard, a temporary
15 removable windshield placard, or special license plate
16 that was not issued to that person or to any



1 passengers occupying the vehicle in the parking space;
2 or
3 (4) With or without a removable windshield placard, a
4 temporary removable windshield placard, or special
5 license plates:
6 (A) Parks in an access aisle; or
7 (B) Obstructs the ingress or egress to a parking
8 space reserved for a person with a disability[+],
9 shall be guilty of a traffic infraction under chapter 291D
10 [~~and~~], shall be fined not less than \$250 nor more than \$500, and
11 shall pay any costs incurred by the court related to assessing
12 the fine; provided that when the registered owner is a lessor of
13 a rental or U-drive motor vehicle, as defined in section 286-2,
14 the registered owner shall be responsible for the traffic
15 infraction to the extent provided for in section 291D-3.5;
16 provided further that a person with a disability who has been
17 issued a valid placard or special license plate that is
18 currently in effect, and who has failed to display the placard
19 or license plate while parking in a space reserved for persons
20 with disabilities, shall pay a fine of not less than \$25 nor
21 more than \$100 and any costs incurred by the court related to
22 assessing the fine.



1 (b) Any person who uses a parking space reserved for
2 persons with disabilities and refuses or fails to present an
3 identification card issued under this chapter or the rules
4 adopted thereunder to an enforcement officer upon request shall
5 be guilty of a traffic infraction under chapter 291D and shall
6 be fined not less than \$250 nor more than \$500.

7 (c) Any citation issued under this chapter may be
8 [mailed]:

9 (1) Handed to the violator;

10 (2) Mailed to the violator pursuant to section
11 291C-165(b) [-] when the violator refuses the citation;

12 or

13 (3) Affixed to the vehicle pursuant to section 291C-167 in
14 the case of an unattended vehicle."

15 SECTION 2. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 3. This Act shall take effect on July 1, 2010.

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Report Title:

Parking Spaces; Persons With Disabilities; Violations

Description:

Clarifies that a violation is committed by a driver or registered owner of a vehicle; exempts lessors of rental or U-drive vehicles who provide contact information for the lessee or pay a lesser administrative fee; allows citations to be handed to the violator or affixed to the vehicle if the vehicle is unattended; clarifies that a citation may be mailed when the violator refuses the citation. (SD1)

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