

S.B. NO. 2764

JAN 25 2010

A BILL FOR AN ACT

RELATING TO THE UNIVERSITY OF HAWAII.

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

1 SECTION 1. Section 304A-2601, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The board may[+

4 ~~(1) Assess fees for parking on roadways and in the parking~~
5 ~~areas under the jurisdiction of the university;~~

6 ~~(2) Install parking meters on roadways and in parking~~
7 ~~areas; and~~

8 ~~(3) Make rules relating to the assessments of fees for~~
9 ~~parking and the installation of parking meters. The~~
10 ~~rules shall be adopted pursuant to chapter 91.]~~

11 assess fees for parking on roadways and in the parking areas
12 under the jurisdiction of the university. Such fees may be
13 assessed and collected through parking meters or kiosks; by
14 issuance of hourly, daily, monthly, academic term, or other
15 parking passes; or in any other lawful manner. In establishing
16 such fees, the board shall be exempt from the public notice,
17 public hearing, and gubernatorial approval requirements of

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1 chapter 91; provided that the fees shall be established at an
2 open public meeting pursuant to chapter 92.

3 The fees shall be deposited in the university parking
4 revolving fund established under section [+]304A-2275[+]."

5 SECTION 2. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

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

8
9 INTRODUCED BY: _____

10 BY REQUEST

Report Title:

University of Hawaii; parking

Description:

Allow the Board of Regents to establish fees for campus parking at an open meeting subject to the requirements of chapter 92, Hawaii Revised Statutes, and exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91, Hawaii Revised Statutes.

JUSTIFICATION SHEET

DEPARTMENT: University of Hawaii

TITLE: A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.

PURPOSE: Allow the Board of Regents (Board) to establish fees for campus parking at an open meeting subject to the requirements of chapter 92, Hawaii Revised Statutes (HRS), and exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91, HRS.

MEANS: Amend section 304A-2601(b), HRS.

JUSTIFICATION: The Board is currently required by section 304A-2601(b)(3) to adopt campus parking fees through formal rulemaking under chapter 91, HRS. Section 304A-2006, HRS, authorizes the Board to establish other fees or charges that generate receipts for deposit into any University of Hawaii special or revolving fund at an open meeting subject to the requirements of chapter 92, HRS, and exempt from the public notice, public hearing, and gubernatorial approval requirements of chapter 91, HRS. Setting parking fees through the rulemaking process is time-consuming and inefficient. This bill will make the procedure for establishing campus parking fees consistent with the procedure for establishing other University fees and eliminate the unnecessary and cumbersome requirement that such fees be established through chapter 91 rulemaking.

Impact on the public: None.

Impact on the department and other agencies: Improved administrative efficiency and flexibility in establishing and amending parking fees.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION: UOH100, UOH210, UOH700, UOH800.

OTHER AFFECTED
AGENCIES: None.

EFFECTIVE DATE: July 1, 2010.