



GOV. MSG. NO. **599**

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

May 25, 2010

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 25, 2010, the following bill was signed into law:

SB2105 SD2 HD1 CD1

A BILL FOR AN ACT
RELATING TO PARKING FOR DISABLED PERSONS.
ACT 141 (10)

Sincerely,



LINDA LINGLE

A BILL FOR AN ACT

RELATING TO PARKING FOR DISABLED PERSONS.

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

1 SECTION 1. Section 291-51, Hawaii Revised Statutes, is
2 amended by amending the definitions of "issuing agency" and
3 "removable windshield placard" to read:

4 "Issuing agency" means ~~[an agency authorized by a county~~
5 ~~to issue removable windshield placards, temporary removable~~
6 ~~windshield placards, special license plates, and identification~~
7 ~~cards pursuant to this part.] the disability and communication~~
8 access board.

9 "Removable windshield placard" means a two-sided, hanger-
10 style placard issued under this part to a person with a
11 disability who presents a certificate of disability that
12 verifies that the applicant's disability is expected to last for
13 at least ~~[four]~~ six years."

14 SECTION 2. Section 291-51.3, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "§291-51.3 Reimbursement to counties[-]; agreement with
17 counties to provide permits. The State shall reimburse the
18 counties for the unit cost of ~~[issuing]~~ providing a removable



1 windshield placard or a temporary removable windshield placard
2 on behalf of the State. [~~Beginning July 1, 2006, the rate of~~
3 ~~the per unit cost reimbursement shall be \$12. All fees~~
4 ~~collected by the counties for issuing removable and temporary~~
5 ~~removable windshield placards shall be deposited into the state~~
6 ~~general fund.] The reimbursement rate paid to the counties for
7 providing removable windshield placards, temporary removable
8 windshield placards, special license plates, and identification
9 cards shall be established pursuant to section 291-56; provided
10 that a county may retain any fees charged for a transaction."~~

11 SECTION 3. Section 291-51.5, Hawaii Revised Statutes, is
12 amended to read as follows:

13 "**§291-51.5 Special license plates.** Upon application by a
14 person with a disability, [~~each county~~] the issuing agency shall
15 issue special license plates for the vehicle registered in the
16 applicant's name if the vehicle is primarily used to transport
17 that person. The fee for the issuance of special license plates
18 shall not exceed the fee charged for similar license plates for
19 the same class vehicle."

20 SECTION 4. Section 291-51.6, Hawaii Revised Statutes, is
21 amended to read as follows:



1 "**§291-51.6 Issuance of temporary removable windshield**
2 **placards.** ~~[Each county]~~ The issuing agency shall issue one
3 temporary removable windshield placard ~~[and a second temporary~~
4 ~~removable windshield placard]~~ to each applicant who requests and
5 presents a certificate of disability that verifies the duration
6 of the applicant's disability in monthly increments, which shall
7 not exceed six months, and upon payment of a fee to the issuing
8 agency. ~~[All fees collected by the counties for issuing~~
9 ~~temporary removable windshield placards shall be deposited into~~
10 ~~the state general fund. The temporary removable windshield~~
11 ~~placard shall be designed, fabricated, and sold to the counties~~
12 ~~at a rate negotiated by the disability and communication access~~
13 ~~board.] Upon request of an applicant who was previously issued~~
14 one temporary removable windshield placard, a second temporary
15 removable windshield placard shall be issued to that applicant
16 upon verification of the applicant's disability."

17 SECTION 5. Section 291-52, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "**§291-52 Issuance of removable windshield placard.** ~~[Each~~
20 ~~county]~~ The issuing agency shall issue one removable windshield
21 placard ~~[and a second removable windshield placard]~~ to each
22 applicant who ~~[so requests and]~~ presents a certificate of



1 disability that verifies that the applicant's disability is
2 expected to last for at least [~~four~~] six years. The removable
3 windshield placard shall expire [~~four~~] six years after the date
4 of its issuance. [~~The removable windshield placard shall be
5 designed, fabricated, and sold to the counties at a rate
6 negotiated by the disability and communication access board.~~]"

7 SECTION 6. Section 291-52.5, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "§291-52.5 Issuance of identification card. [~~Each~~] The
10 issuing agency shall issue one identification card at the same
11 time it issues a removable windshield placard, temporary
12 removable windshield placard, or special license plates to a
13 person with a disability."

14 SECTION 7. Section 291-52.6, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "§291-52.6 Replacement of a [~~lost, stolen, or mutilated~~]
17 removable windshield placard or identification card. A
18 removable windshield placard, temporary removable windshield
19 placard, or identification card [~~that is reported lost, stolen,
20 or mutilated~~] shall be replaced upon:

21 (1) Submittal to the issuing agency of [-



1 ~~(A) A written statement by a person with a disability~~
2 ~~that the placard or identification card was~~
3 ~~either lost, stolen, or mutilated, and~~

4 (B) A] a completed application for a removable
5 windshield placard, temporary removable
6 windshield placard, or identification card to the
7 issuing agency; and

8 (2) Payment of a fee [~~to the issuing agency.~~

9 ~~All fees collected by the counties for replacement of a lost,~~
10 ~~stolen, or mutilated removable windshield placard shall be~~
11 ~~deposited into the state general fund]."~~

12 SECTION 8. Section 291-56, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "**§291-56 Rules.** The disability and communication access
15 board shall adopt rules under chapter 91 to carry out the
16 purposes of this part, including rules for:

17 (1) The issuance, renewal, confiscation, revocation, and
18 suspension of removable windshield placards, temporary
19 removable windshield placards, and special license
20 plates;

21 (2) Decertification, reciprocity, and the replacement of
22 placards and identification cards;



- 1 (3) The design of the placard, identification card, and
- 2 special license plates;
- 3 (4) The establishment of transaction fees for placards;
- 4 (5) Signage and marking of parking spaces; [and]
- 5 (6) Reimbursement rates to the counties; and
- 6 [~~6~~] (7) Penalties."

7 SECTION 9. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 10. This Act shall take effect upon approval.

10

APPROVED this 25 day of MAY, 2010



GOVERNOR OF THE STATE OF HAWAII