

JAN 20 2010

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 or
5 registered owner of a vehicle that uses a parking space reserved
6 for persons with disabilities who:

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

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

13 (3) Uses a removable windshield placard, a temporary
14 removable windshield placard, or special license plate
15 that was not issued to that person or to any
16 passengers occupying the vehicle in the parking space;
17 or



1 (4) With or without a removable windshield placard, a
2 temporary removable windshield placard, or special
3 license plates:
4 (A) Parks in an access aisle; or
5 (B) Obstructs the ingress or egress to a parking
6 space reserved for a person with a disability;
7 shall be guilty of a traffic infraction under chapter 291D and
8 shall be fined not less than \$250 nor more than \$500 and pay any
9 costs incurred by the court related to assessing the fine;
10 provided that a person with a disability who has been issued a
11 valid placard or special license plate that is currently in
12 effect, and who has failed to display the placard or license
13 plate while parking in a space reserved for persons with
14 disabilities, shall pay a fine of not less than \$25 nor more
15 than \$100 and any costs incurred by the court related to
16 assessing the fine.

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



1 (c) Any citation issued under this chapter may be

2 [mailed]:

3 (1) Handed to the violator;

4 (2) Mailed to the violator pursuant to section

5 291C-165(b) [-] when the violator refuses the citation;

6 or

7 (3) Affixed to the vehicle pursuant to section 291C-167 in

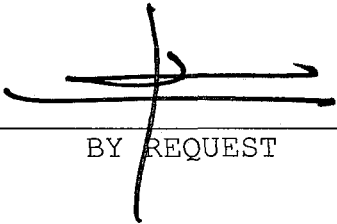
8 the case of an unattended vehicle."

9 SECTION 2. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

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

12

INTRODUCED BY:


BY REQUEST



Report Title:

Parking Spaces; Persons With Disabilities; Violations

Description:

Clarifies that a violation is committed by a driver or registered owner of a vehicle. 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.

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