

STAND. COM. REP. NO.

2604

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2182
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred S.B. No. 2182 entitled:

"A BILL FOR AN ACT RELATING TO PARKING SPACES RESERVED FOR PERSONS WITH DISABILITIES,"

begs leave to report as follows:

The purpose of this measure is to improve the enforcement of the authorized use of parking spaces reserved for persons with disabilities.

Specifically, this measure:

- (1) Clarifies that a violation of the parking for persons with disabilities law is committed by a driver or the registered owner of a vehicle;
- (2) Allows the citation to be handed to the violator or affixed to the vehicle if the vehicle is unattended; and
- (3) Clarifies that a citation may be mailed when the violator refuses the citation.

Written comments in support of this measure were submitted by one state board and one county agency. Four organizations support the intent. Written comments presented to the Committee may be reviewed on the Legislature's website.



Your Committee finds that this measure will bring the law on parking spaces reserved for persons with disabilities in accordance with other parking infractions which allow the driver or the registered owner of the vehicle to be held accountable, and thus preserve the use of the accessible parking spaces for those individuals who are permitted to use the spaces.

Your Committee has amended this measure by:

- (1) Adopting the recommendations of Catrala-Hawaii to exempt registered owners who are lessors of rental or U-drive motor vehicles, to the extent provided by section 291D-3.5, Hawaii Revised Statutes, which requires the lessor to provide contact information for the lessee who received the citation; and
- (2) Making technical, nonsubstantive changes for the purposes of style and clarity.

As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2182, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2182, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Government Operations,

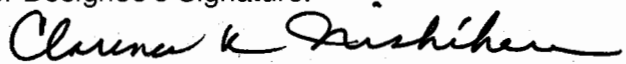


BRIAN T. TANIGUCHI, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Judiciary and Government Operations
JGO

Bill / Resolution No.:* SB 2102	Committee Referral: TIA, JGO	Date: 2/24/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)				✓
BUNDA, Robert	✓			
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
TOTAL	5	-	-	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes