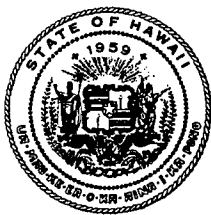


SB2105



DISABILITY AND COMMUNICATION ACCESS BOARD

919 Ala Moana Boulevard, Room 101 • Honolulu, Hawaii 96814
Ph. (808) 586-8121 (V/TDD) • Fax (808) 586-8129

February 3, 2010

TESTIMONY TO THE SENATE COMMITTEES ON HEALTH AND TRANSPORTATION, INTERNATIONAL AND INTERGOVERNMENTAL AFFAIRS

Senate Bill 2105 - Relating to Parking for Disabled Persons

The Disability and Communication Access Board (DCAB) strongly supports Senate Bill 2105 which amends Section 291, Hawaii Revised Statutes, to improve the administration of the parking program for persons with disabilities. DCAB is the State agency responsible for the overall coordination and administration of this federally required program. DCAB is also responsible for promulgating administrative rules, Hawaii Administrative Rules Title 11, Chapter 219, to implement the program.

Although the counties have issued the permits on behalf of the State, the proposed amendment in the bill more accurately reflects the legal requirements of the federal law while still providing the State with the flexibility needed through agreements with the counties similar to drivers licenses, motor vehicle registration fees, etc. Federal law, P.L. 100-641, the Uniform System for Handicapped Parking (1991) establishes the State as the entity responsible for the program. Thus, the permit (placard or license plate) is a State permit and the federal requirements are imposed on the State, not the counties. Section 2 of the bill allows DCAB to enter into an agreement with the counties to issue placards on behalf of DCAB/State with financial arrangements contingent upon funding.

The bill also removes the reimbursement rate to the counties from the statute and places it into administrative rules. As public policy, the rates should not be in the statute. The bill also permits the counties to retain any transaction fees collected, an amount they currently remit to the State general fund. This will simplify accounting.

Finally, the bill also extends the life of the placard from four to six years. This will, in the long run, be a cost saving measure that will not compromise the integrity of the certification process. It will also make it more convenient for the customer with a disability to have the placard remain current for a longer period of time.

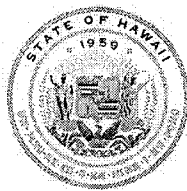
Other amendments in the bill are housekeeping. We strongly urge your passage of this bill.

Thank you for the opportunity to testify on this important measure.

Respectfully submitted,

CHARLES FLEMING
Chairperson
Legislative Committee

FRANCINE WAI
Executive Director



STATE OF HAWAII
STATE COUNCIL
ON DEVELOPMENTAL DISABILITIES
919 ALA MOANA BOULEVARD, ROOM 113
HONOLULU, HAWAII 96814
TELEPHONE: (808) 586-8100 FAX: (808) 586-7543
February 3, 2010

The Honorable David Y. Ige, Chair
Senate Committee on Health
and
The Honorable J. Kalani English, Chair
Senate Committee on Transportation, International
and Intergovernmental Affairs
Twenty-Fifth Legislature
State Capitol
State of Hawaii
Honolulu, Hawaii 96813

Dear Senators Ige and English and Members of the Committees:

SUBJECT: SB 2105 – RELATING TO PARKING FOR DISABLED PERSONS

The position and views expressed in this testimony do not represent nor reflect the position and views of the Department of Health.

The State Council on Developmental Disabilities **SUPPORTS THE INTENT OF SB 2105**. The purpose of this bill is to designate the Disability and Communication Access Board (DCAB) as the issuing agency responsible for removable windshield placards, temporary removable windshield placards, special license plates, and identification cards. The bill also deletes the Counties as the issuing agency and increases qualifying disability from four to six years.

Designating DCAB as the issuing agency would result in an increase in overall administrative efficiency in implementing the parking program and elimination of unnecessary duplication between DCAB and the Counties. Extending the life of the placard from four to six years would be a cost savings to the State and not negatively affect the integrity of the program.

Thank you for the opportunity to submit testimony on SB 2105.

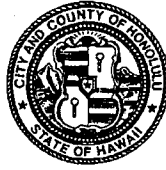
Sincerely,

Waynette K.Y. Cabral
Executive Administrator

Rosie Rowe
Chair

DEPARTMENT OF CUSTOMER SERVICES
CITY & COUNTY OF HONOLULU
DIVISION OF MOTOR VEHICLE, LICENSING AND PERMITS
ADMINISTRATION
P.O. BOX 30300
HONOLULU, HAWAII 96820-0300

MUFI HANNEMANN
MAYOR



GAIL Y. HARAGUCHI
DIRECTOR

DENNIS A KAMIMURA
LICENSING ADMINISTRATOR

January 31, 2010

The Honorable David Y. Ige, Chair
and Committee Members
Committee on Health
The Honorable J. Kalani English, Chair
and Committee Members
Committee on Transportation, International
and Intergovernmental Affairs
The Senate
State of Hawaii
State Capitol, Room 215
Honolulu, Hawaii 96813

Dear Chair Ige, Chair English and Committee Members:

Subject: S.B. No. 2105, Relating to Parking For Disabled Persons

The City and County of Honolulu is opposed to the amendment deleting the first sentence contained in Section 2 of S.B. No. 2105. Since the issuance of disabled parking placards and identification cards are a State mandate and the counties will be issuing these placards and identification cards on behalf of the State, the first sentence of Section 291-51.3, HRS, should not be deleted.

The City and County of Honolulu has no objections to the other Sections of the bill and urges your favorable action on S.B. No. 2105, as amended.

Sincerely,

A handwritten signature in black ink, appearing to read "Gail Y. Haraguchi".

A handwritten flourish or mark, possibly a stylized "G" or a similar symbol, located to the left of the typed name.

Gail Y. Haraguchi
Director



FRANCINE MAE AONA KENYON

2520 Jasmine Street
Honolulu, Hawaii 96816
archerygal001@gmail.com

Wednesday, February 3, 2010 at 1:15 PM in Conference Room 224

TESTIMONY TO THE SENATE COMMITTEE ON HMS

SENATE BILL 2105 – RELATING TO PARKING FOR DISABLED PERSONS

My name is Francine Aona Kenyon and am a deaf advocate.

I strongly support the Senate Bill 2105, Relating to Parking for Disabled Persons, that designates disability and communication access board as issuing agency for removable windshield placards, temporary removable windshield placard, special license plates, and identification cards; deletes counties as issuing agency; and increases qualifying disability from four to six years.

I have held the permanent removable windshield placards in both states, Maryland and Hawaii, since 1980.

I had a knee surgery on my left knee in 1973 and it has worsened gradually every year, developing the rheumatoid arthritis. I remembered my orthopedic surgeon warning me that because I did not give enough time to allow my knee to heal from the surgery, the second knee surgery was necessary in order to get it fixed again. Because of activities I was involved in, I could not go ahead with the second surgery. My doctor in Maryland warned me that if I did not get the second knee surgery on my left knee, I would suffer the arthritis on both knees. I told him I would take the risk because of my active involvement in the sports then.

My current physician said that it is not possible for me to have knee replacement caps because of pressures on my knees due to being overweight.

I strongly support this important bill.

Thank you for the opportunity for me to testify on behalf of the Deaf community.

Sincerely,

Francine Aona Kenyon
Deaf Advocate

PETER L. FRITZ
414 KUWILI STREET, #104
HONOLULU, HAWAII 96814
TELEPHONE: (808) 532-7118
E-MAIL: PLFLEGIS@FRITZHQ.COM

**THE SENATE
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010**

**COMMITTEE ON COMMITTEE ON TRANSPORTATION
and
COMMITTEE ON TRANSPORTATION, INTERNATIONAL AND
INTERGOVERNMENTAL AFFAIRS**

**Hearing February 3, 2010
Testimony on S.B. 2105
(Relating to Parking For Disabled Persons)**

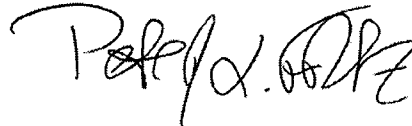
Chairs Ige and English, Vice-Chairs Green and Gabbard and members of the Committees:

My name is Peter Fritz and I am testifying in support of S.B. 2105.

This bill designates the DCAB as the issuing agency for placards, temporary placards, special license plates, and identification cards for individuals with disabilities and the elderly. It is anticipated that bringing issuance and renewals placards for the disabled under the control of the DCAB will enable the DCAB to more efficiently and cost effectively service the growing population of elderly drivers and disabled individuals.

Thank you for the opportunity to testify.

Very truly yours,

A handwritten signature in black ink, appearing to read "Peter L. Fritz", written in a cursive style.

Peter L. Fritz

ART FRANK
86-363 KAWILI ST
WAIANAE, HI 96792-2941
FEBRUARY 3, 2010

SB 2105 RELATING TO PARKING FOR DISABLED PERSONS

JOINT HEARING WITH SENATE COMMITTEE ON HEALTH, DAVID Y. IGE, CHAIR & SENATE
COMMITTEE ON TRANSPORTATION, INTERNATIONAL AND INTERGOVERNMENT AFFAIRS, J.
KALANI ENGLISH, CHAIR

Good afternoon Chair Ige and Chair English, my name is ART FRANK from Waianae and I have been a user of disabled parking for over 31 years. I've been an advocate on disabled parking ever since I started driving with hand controls and I've testified on dozens of bills relating to disabled parking over the years. Most bills I've agreed with, but there's some that I disagreed with. In fact I recall knocking heads with my friend Francine Wai of DCAB in hearing a couple of times because I strongly disagreed with two of her bills in the past. There were other minor disagreements too insignificant for me to remember.

As far as SB 2105, after questioning and discussing this bill with the staff at DCAB, I as a long time user of the disabled parking program strongly support this bill 100%. In fact in one part of this bill changing the placards from 4 years to 6 years, I suggested doing that way back because it made more sense to me. Four years comes to fast for me, but more important using the same placards cuts cost by 50%. In addition, amending the bill from the counties to the "issuing agency" meaning DCAB again makes sense to me since DCAB has been responsible for the disabled parking placards/program all these years anyway so why not amend the statute to reflect this fact.

I request your support of HB2574 because it's really the common sense thing to do. Mahalo nui loa.



ART FRANK
USER OD DISABLED PARKING
FOR 31 YEARS

Mark T. Obatake
94-1062 Kahimoe Place
Waipahu, Hawaii 96797

February 3, 2010

The Honorable Members Of The Senate Committee on Health and Transportation,
International and Intergovernmental Affairs
State Capitol
Honolulu, Hawaii 96813

Dear Honored Chairs Ige and English, Vice-Chairs Green and Gabbard, and Committee Members:

A strong recommendation is made for the passage of SB 2105, Relating To Parking For Disabled Persons. The bill provides a measure of flexibility for the State to issue disability parking placards, increasing the efficiency of the issuance process while reducing redundant costs.

When the Americans With Disabilities Act was passed by the federal government in 1990, Hawaii effectively took the necessary measures to ensure that the landmark civil rights law would be implemented. Through the Disability Communication and Access Board (DCAB), the State has administered the disability parking program from its inception and is currently mandated to ensure its implementation. The issuance of placards, however, was initially deemed to be more expedient as a process for the counties, since the counties had all of the customer service centers. This "de-centralized only process" creates some redundant activities and results in some inefficiencies, especially with the advent of the Internet and improved database systems.

SB 2105 will allow the State to determine the most efficient and effective way for the disability parking placards to be distributed to people with disabilities. Since the State is already mandated to administer the disability parking program, the bill will simply put the authority of issuing the placards under the State. The bill would not prohibit the State from negotiating issuance options with the counties, but would enable the State to decide the best and most cost effective process. DCAB is comprised of board members who are people with disabilities, and their goal is to provide the best service to citizens with disabilities.

It is my hope that your committee will pass SB 2105. Thank you for your consideration of this matter.

Respectfully submitted,

Mark T. Obatake