A BILL FOR AN ACT

RELATING TO PARKING.

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

1   SECTION 1. Section 291-71, Hawaii Revised Statutes, is

2   amended to read as follows:

3   **"§291-71 Designation of parking spaces for electric**

4   **vehicles; charging system[.]; penalty.** (a) [Places of public

5   accommodation] Parking facilities with at least one hundred

6   parking spaces available for use by the general public shall

7   have at least one parking space exclusively for electric

8   vehicles and equipped with an electric vehicle charging system

9   located anywhere in the parking structure or lot by July 1,

10   2012; provided that no parking space designated for electric

11   vehicles shall displace or reduce accessible stalls required by

12   the Americans with Disabilities Act Accessibility Guidelines.

13   Spaces shall be designated, clearly marked, and the exclusive

14   designation enforced. Owners of multiple parking facilities

15   within the State may designate and electrify fewer parking

16   spaces than required in one or more of their owned properties;

17   provided that the scheduled requirement is met for the total

18   number of aggregate spaces on all of their owned properties.

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1   (b)   Beginning January 1, 2015, an owner of a parking

2 facility that fails to comply with this section shall be fined:

3   (1) $1,000 for the first violation;

4   (2) $5,000 for the second violation;

5   (3) $10,000 for the third violation; and

6   (4) $20,000 for the fourth violation and any subsequent

7   violations thereafter;

8 provided that the owner shall be allowed one hundred twenty days

9 after any violation to comply with this section without being

10 cited for another violation.

11   Police officers shall issue a citation to the owner of a

12 parking facility that fails to comply with this section.

13   [(b)] (c)   For the purposes of this section:

14   "Electric vehicle" means:

15   (1)   A neighborhood electric vehicle as defined in section

16   286-2; or

17   (2)   A vehicle, with four or more wheels, that draws

18   propulsion energy from a battery with at least four

19   kilowatt hours of energy storage capacity that can be

20   recharged from an external source of electricity.

21   "Electric vehicle charging system" means a system that:

1   (1)   Is capable of providing electricity from a non-vehicle

2   source to charge the batteries of one or more electric

3   vehicles;

4   (2)   Meets recognized standards, including standard SAE

5   J1772 of SAE International; and

6   (3)   Is designed and installed in compliance with article

7   625 of the National Electrical Code.

8   [~~"Place of public accommodation" has the same meaning as~~

9 ~~that provided in section 489-2.~~]

10   "Parking facility" means a parking lot, parking structure,

11 parking garage, or other facility offering parking in connection

12 with:

13   (1)   A facility providing services related to travel or

14   transportation;

15   (2)   An inn, hotel, motel, or other establishment that

16   provides lodging to transient guests;

17   (3)   A shopping center, shopping mall, or any establishment

18   that sells goods or services at retail;

19   (4)   An establishment licensed under chapter 281;

20   (5)   A motion picture theater, other theater, auditorium,

21   convention center, lecture hall, concert hall, sports

1   arena, stadium, or other place of exhibition or

2   entertainment;

3 (6) A trailer facility;

4 (7) An office building; or

5 (8) A hospital."

6   SECTION 2. Statutory material to be repealed is bracketed

7 and stricken. New statutory material is underscored.

8   SECTION 3. This Act shall take effect upon its approval.

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Report Title:
Electric Vehicle Parking Requirement; Penalty

Description:
Establishes fines beginning 1/1/2015 for owners of parking facilities with at least one hundred parking spaces that do not provide at least one parking space equipped with a charging system exclusively for electric vehicles. (SD1)

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