

JAN 22 2015

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;



1 provided that the scheduled requirement is met for the total
2 number of aggregate spaces on all of their owned properties.

3 (b) Beginning January 1, 2016, an owner of a parking
4 facility that fails to comply with this section shall be fined:

- 5 (1) \$1,000 for the first violation;
- 6 (2) \$5,000 for the second violation;
- 7 (3) \$10,000 for the third violation; and
- 8 (4) \$20,000 for the fourth violation and any subsequent
9 violations thereafter;

10 provided that the owner shall be allowed one hundred twenty days
11 after any violation to comply with this section without being
12 cited for another violation.

13 Police officers shall issue a citation to the owner of a
14 parking facility that fails to comply with this section.

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

16 "Electric vehicle" means:

- 17 (1) A neighborhood electric vehicle as defined in section
18 286-2; or
- 19 (2) A vehicle, with four or more wheels, that draws
20 propulsion energy from a battery with at least four



1 kilowatt hours of energy storage capacity that can be
2 recharged from an external source of electricity.

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

- 4 (1) Is capable of providing electricity from a non-vehicle
5 source to charge the batteries of one or more electric
6 vehicles;
- 7 (2) Meets recognized standards, including standard SAE
8 J1772 of SAE International; and
- 9 (3) Is designed and installed in compliance with article
10 625 of the National Electrical Code.

11 [~~"Place of public accommodation" has the same meaning as~~
12 ~~that provided in section 489-2.~~]

13 "Parking facility" means a parking lot, parking structure,
14 parking garage, or other facility offering parking in connection
15 with:

- 16 (1) A facility providing services related to travel or
17 transportation;
- 18 (2) An inn, hotel, motel, or other establishment that
19 provides lodging to transient guests;
- 20 (3) A shopping center, shopping mall, or any establishment
21 that sells goods or services at retail;



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- 1 (4) An establishment licensed under chapter 281;
- 2 (5) A motion picture theater, other theater, auditorium,
- 3 convention center, lecture hall, concert hall, sports
- 4 arena, stadium, or other place of exhibition or
- 5 entertainment;
- 6 (6) A trailer facility;
- 7 (7) An office building; or
- 8 (8) A hospital."

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 upon its approval.

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Report Title:

Electric Vehicle Parking Requirement; Penalty

Description:

Establishes fines beginning 1/1/2016 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.

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