

JAN 25 2017

A BILL FOR AN ACT

RELATING TO THE ENVIRONMENTAL COURTS.

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

1 SECTION 1. Section 604A-2, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) The environmental courts shall have exclusive,
4 original jurisdiction over all proceedings, including judicial
5 review of administrative proceedings and proceedings for
6 declaratory judgment on the validity of agency rules authorized
7 under chapter 91, arising under chapters 6D, 6E, 6K, 128D, 339,
8 339D, 340A, 340E, 342B, 342C, 342D, 342E, 342F, 342G, 342H,
9 342I, 342J, 342L, 342P, 343, and 508C, and title 12; provided
10 that [upon]:

11 (1) The environmental courts shall not have exclusive,
12 original jurisdiction over any proceedings relating to
13 any motor vehicle, motorcycle, motor scooter, or moped
14 parking violations adopted under agency rules pursuant
15 to chapter 91 and authorized under chapters 6D, 6E,
16 6K, 128D, 339, 339D, 340A, 340E, 342B, 342C, 342D,



S.B. NO. 1229

342E, 342F, 342G, 342H, 342I, 342J, 342L, 342P, 343,
and 508C, and title 12; and

(2) Upon the motion of a party or sua sponte by the chief justice, the chief justice may assign to the environmental courts issues before the courts when the chief justice determines that due to their subject matter the assignment is required to ensure the uniform application of environmental laws throughout the State or to otherwise effectuate the purpose of this chapter."

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

INTRODUCED BY: *Phil Pierce*

[Handwritten signature]

[Handwritten signature] *[Handwritten signature]*
[Handwritten signature]

[Handwritten signature]

[Handwritten signature]



S.B. NO. 1229

Buene Hunt
Karl Rhea



S.B. NO. 1229

Report Title:

Environmental Courts; Original Jurisdiction; Parking Violations;
Administrative Rules

Description:

Exempts all proceedings relating to parking violations under certain administrative rules from the exclusive, original jurisdiction of the environmental courts.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

