
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 its title and subsection (a) to read as
3 follows:

4 " ~~[+] §604A-2~~ ~~[+]~~ **Jurisdiction.** (a) The environmental
5 courts shall have exclusive, original jurisdiction over all
6 proceedings, including judicial review of administrative
7 proceedings and proceedings for declaratory judgment on the
8 validity of agency rules authorized under chapter 91, arising
9 under chapters 6D, 6E, 6K, 128D, 339, 339D, 340A, 340E, 342B,
10 342C, 342D, 342E, 342F, 342G, 342H, 342I, 342J, 342L, 342P, 343,
11 and 508C, and title 12; provided that ~~[upon]~~:

12 (1) The environmental courts shall not have exclusive,
13 original jurisdiction over any proceedings relating to
14 any motor vehicle, motorcycle, motor scooter, or moped
15 parking violations adopted under agency rules pursuant
16 to chapter 91 and authorized under chapters 6D, 6E,
17 6K, 128D, 339, 339D, 340A, 340E, 342B, 342C, 342D,



1 342E, 342F, 342G, 342H, 342I, 342J, 342L, 342P, 343,
2 and 508C, and title 12; and

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

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

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 Statutory material to be repealed is bracketed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

16 SECTION 4. This Act shall take effect on July 1, 2035.
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S.B. NO. 2447 S.D. 1

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. Effective 7/1/2035.
(SD1)

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