
A BILL FOR AN ACT

RELATING TO ELECTRIC VEHICLES.

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

1 SECTION 1. Chapter 291, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§291- Designation of parking spaces for electric
5 vehicles; spaces available to general public. Each parking
6 space, in places of public accommodation available for use by
7 the general public, that is designated exclusively for electric
8 vehicles and equipped with an electric vehicle charging system
9 shall be counted as four parking spaces toward the total number
10 of parking spaces available for use by the general public as
11 required by applicable city and county regulations."

12 SECTION 2. Section 291-71, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "§291-71 Designation of parking spaces for electric
15 vehicles; charging system. (a) Places of public accommodation
16 with at least one hundred parking spaces available for use by
17 the general public shall have at least one parking space



1 exclusively for electric vehicles and equipped with an electric
2 vehicle charging system located anywhere in the parking
3 structure or lot [~~by July 1, 2012~~]; provided that no parking
4 space designated for electric vehicles shall displace or reduce
5 accessible stalls required by the Americans with Disabilities
6 Act Accessibility Guidelines. Spaces shall be designated,
7 clearly marked, and the exclusive designation enforced. [~~Owners
8 of multiple parking facilities within the State may designate
9 and electrify fewer parking spaces than required in one or more
10 of their owned properties; provided that the scheduled
11 requirement is met for the total number of aggregate spaces on
12 all of their owned properties.]~~

13 (b) The department of transportation shall provide written
14 notification of noncompliance to an owner of a place of public
15 accommodation if the department believes that the place of
16 public accommodation is not compliant with this section,
17 pursuant to the following procedures:

18 (1) Within three hundred sixty-five days after the owner's
19 receipt of a notification of noncompliance, the
20 department of transportation shall provide the owner



1 of the place of public accommodation with a first
2 warning of noncompliance with this section;
3 (2) Within one hundred eighty days after provision of a
4 first warning of noncompliance, the department of
5 transportation shall provide the owner of the place of
6 public accommodation with a formal notice of violation
7 of this section; and
8 (3) Within ninety days after provision of a formal notice
9 of violation of this section, if the violation
10 persists, the department of transportation shall fine
11 the owner of the place of public accommodation as
12 provided in subsection (c).
13 (c) The department of transportation shall fine an owner
14 of a place of public accommodation that is in violation of this
15 section \$ for every day that the place of accommodation
16 remains in violation after receipt of the formal notice of
17 violation. If a fine against a place of public accommodation
18 accrues to more than \$, then the department of
19 transportation shall place a lien against the real property of
20 the place of public accommodation.



1 (d) The department of transportation may exempt a place of
2 public accommodation from compliance with this section in cases
3 of financial or engineering hardship; provided that a financial
4 hardship exemption shall not be granted for a place of public
5 accommodation if electrical charging stations can be installed
6 at no cost.

7 [~~b~~] (e) For the purposes of this section:

8 "Electric vehicle" means:

9 (1) A neighborhood electric vehicle as defined in section
10 286-2; or

11 (2) A vehicle, with four or more wheels, that draws
12 propulsion energy from a battery with at least four
13 kilowatt hours of energy storage capacity that can be
14 recharged from an external source of electricity.

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

16 (1) Is capable of providing electricity from a non-vehicle
17 source to charge the batteries of one or more electric
18 vehicles;

19 (2) Meets recognized standards, including standard SAE
20 J1772 of SAE International; and



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1 (3) Is designed and installed in compliance with article
2 625 of the National Electrical Code.

3 "Place of public accommodation" has the same meaning as
4 ~~[that provided]~~ in section 489-2[-]; provided that the term
5 shall not include parks, campsites, trailer facilities, or other
6 recreational facilities."

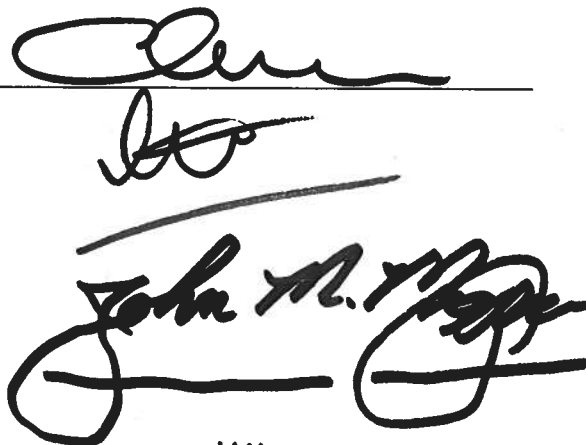
7 SECTION 3. This Act does not affect rights and duties that
8 matured, penalties that were incurred, and proceedings that were
9 begun before its effective date.

10 SECTION 4. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 5. This Act shall take effect upon its approval.

13

INTRODUCED BY:



The image shows two handwritten signatures. The first signature is a cursive name, likely the author, written above a horizontal line. Below this line is a second signature, which is more stylized and appears to be 'John M. ...'.

JAN 18 2019



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Report Title:

Electric Vehicles; Parking Spaces; Fines

Description:

Provides that each parking space designated for an electric vehicle shall count as four parking spaces available for public use towards any city or county requirements regarding number of total public use parking spaces. Establishes notification requirements and fines for noncompliance.

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

