

JAN 18 2019

A BILL FOR AN ACT

RELATING TO PARKING.

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

1 SECTION 1. The purpose of this Act is to improve air
2 quality and reduce traffic congestion by requiring employers of
3 fifty or more employees to provide cash allowances in lieu of
4 employer subsidized parking to encourage employees to find
5 alternative means of commuting to work, such as public
6 transport, carpooling, bicycling, or walking.

7 SECTION 2. Chapter 342B, Hawaii Revised Statutes, is
8 amended by adding a new part to be appropriately designated and
9 to read as follows:

10 "PART . PARKING CASH-OUT PROGRAM

11 §342B- Parking cash-out program. (a) Each employer of
12 fifty persons or more who provides a parking subsidy to
13 employees shall offer a parking cash-out program. The parking
14 cash-out program shall be an employer-funded program under which
15 an employer offers to provide a cash allowance to an employee
16 equivalent to the parking subsidy that the employer would
17 otherwise pay to provide the employee with a parking space.



1 (b) A parking cash-out program may include a requirement
2 that employee participants certify that they will comply with
3 guidelines established by the employer designed to avoid
4 neighborhood parking problems; provided that the guidelines
5 include a provision that states employees will no longer be
6 eligible for the parking cash-out program if they do not comply
7 with the guidelines.

8 (c) This section shall not apply to any employer who, on
9 or before January 1, , has leased employee parking, until
10 the expiration of that lease or unless the lease permits the
11 employer to reduce, without penalty, the number of parking
12 spaces subject to the lease.

13 (d) The director shall adopt rules pursuant to chapter 91
14 to implement this section. The rules shall include but not be
15 limited to the following:

- 16 (1) Penalties or other mechanisms to ensure that an
17 employer is in compliance with this section; and
18 (2) Procedures for providing notice to employers that are
19 in violation of this section and for appeal by the
20 employer of any penalty imposed.



S.B. NO. 739

Report Title:

Air Pollution; Traffic Congestion; Parking Cash-out Program;
Parking Subsidy

Description:

Requires employers of fifty persons or more who provide a parking subsidy to employees to offer a parking cash-out program.

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