



## DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Room 118 • Honolulu, Hawaii 96813  
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April 6, 2021

### TESTIMONY TO THE SENATE COMMITTEES ON JUDICIARY AND WAYS AND MEANS

House Bill 601, HD2 – Relating to the Traffic Code

The Disability and Communication Access Board (DCAB) supports House Bill 601, HD2. This bill would authorize county police chiefs to designate county employees or contractors to cite vehicles for certain traffic code violations.

While DCAB administers the statewide parking program for people with disabilities, only the county police, the Department of Accounting and General Services, and the Department of Transportation are authorized to enforce the provisions found in Hawaii Revised Statutes, Chapter 291, Part III. One of the most common complaints DCAB receives comes from people who observe a vehicle parked in a reserved accessible space without a disability parking permit. They contact an enforcement agency with the intent and hope of enforcement, but then discover that the agency is unable to respond in a timely manner, leaving the violation unenforced. Increasing the number of authorized persons who can issue citations will help to mitigate this situation.

Thank you for the opportunity to provide testimony.

Respectfully submitted,

KIRBY L. SHAW  
Executive Director

**HB-601-HD-2**

Submitted on: 4/1/2021 9:18:36 PM

Testimony for JDC on 4/6/2021 9:55:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Chipper Wichman	Testifying for National Tropical Botanical Garden	Support	No

Comments:

I am STONGLY in support of HB 601 HD2 Relating to Traffic (e.g., Meter Maid Bill) as it will provide new tools to help our community deal with the often-large number of cars whose drivers completely disregard the no parking zones set up to ensure the safety of the public and help manage visitor numbers in our community. I am testifying today as the President of the National Tropical Botanical Garden which operates four botanical gardens in Hawaii including two that are heavily impacted by illegally parked cars.

One of these gardens is Limahuli Garden and Preserve which is located on the north shore of Kauai immediately adjacent to HÄ• 'ena State Park. Because of our location I have been very involved with supporting Rep Nadine Nakamura's efforts to establish the No Parking Zones in HÄ• 'ena that have helped to manage the thousands of visitors that overwhelm our community every day. No Parking zones are a powerful tool but if they are not enforced the visitors learn quickly to disregard the No Parking signs. The Kauai Police Department has been strongly in support of this bill from when it was introduced because there will never be enough on duty police officers to provide a consistent presence which is what is needed to ensure that cars that violate the No Parking zones are consistently cited. They know that we need the new tools that this bill will provide our enforcement officers.

I am supportive of the compromises and changes that have been made and which are now represented in HD2 and I strongly urge you to pass this bill and support it becoming law. This bill will ultimately improve safety for all highway users and pedestrians and minimize negative impacts of illegally parked cars to surrounding neighborhoods.

Mahalo for your support of HB601 HD2 it will make a huge difference!!!!

Chipper Wichman, Ph.D., FLS, President

NATIONAL TROPICAL BOTANICAL GARDEN

PH: (808) 332-6500 (direct line)

Email: [wichman@ntbg.org](mailto:wichman@ntbg.org)

The mission of the National Tropical Botanical Garden is to enrich life through discovery, scientific research, conservation, and education by perpetuating the survival of plants, ecosystems, and cultural knowledge of tropical regions.

**HB-601-HD-2**

Submitted on: 4/1/2021 3:15:03 PM

Testimony for JDC on 4/6/2021 9:55:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Elijah Frank	Individual	Support	No

Comments:

I am in support of HB601. The Kauai Police Department will greatly benefit from the ability to have additional resources to regulate parking. Giving the Police Chief this option will help keep our small parking areas and streets clear and safe.

Mahalo!

Elijah Frank

**HB-601-HD-2**

Submitted on: 4/1/2021 9:38:01 PM

Testimony for JDC on 4/6/2021 9:55:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Gerard Silva	Individual	Oppose	No

Comments:

Only Officers of the Law should have this job no one Else!

# OFFICE OF THE MAYOR

DEREK S.K. KAWAKAMI, MAYOR

MICHAEL A. DAHILIG, MANAGING DIRECTOR

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**LATE**



**Testimony of Michael A. Dahilig**  
Managing Director, County of Kauai

Before the  
**Senate Committees on Judiciary, and Ways & Means**  
April 5, 2021; 9:55 a.m.  
Room 211 and Via Videoconference

In consideration of  
**House Bill 601 HD2**  
**Relating to the Traffic Code**

Honorable Chairs Rhoads and Dela Cruz, Vice Chairs Keohokalole and Keith-Agaran, and Members of the Committees:

The County of Kaua'i **strongly supports** HB 601 HD2 which amends the statewide traffic code to allow for the county chiefs of police to designate county employees to issue citations for traffic violations.

During non-pandemic times, our state and county parks and beaches are overwhelmed with residents and visitors alike. Often parking restrictions or regulations are not in place or are ignored by people eager to enjoy our great outdoors whether it be our beautiful hiking trails or sandy beaches. With this, cars are often left dangerously parked on our state highways and county roads.

With a shortage in police officers in our Kaua'i Police Department and on police forces across our islands, we are challenged with addressing these parking violations. By adding capacity with designated city and county employees' ability to cite cars parked or stopped in violation of state traffic laws, we may tackle and deter these behaviors.

We are grateful for the assistance the Legislature has provided thus far in protecting resource areas that are heavily impacted by tourism, and appreciate this next step in providing the needed tools to adequately manage and protect our sensitive places while addressing community safety.

Thank you for your consideration in passing this measure.



**HAWAII GOVERNMENT EMPLOYEES ASSOCIATION**  
AFSCME Local 152, AFL-CIO

**RANDY PERREIRA**, Executive Director • Tel: 808.543.0011 • Fax: 808.528.0922

**LATE**

The Thirty-First Legislature, State of Hawaii  
The Senate  
Committee on Judiciary  
Committee on Ways and Means

Testimony by  
Hawaii Government Employees Association

April 6, 2021

H.B. 601, H.D. 2 – RELATING TO THE TRAFFIC CODE

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provides comments on H.B. 601, H.D. 2 which amends the statewide traffic code to authorize County Police Chiefs to designate other county employees, such as trained county staff or park rangers to cite for certain traffic violations. This is not a daily function for positions outside of law enforcement and designating this task to other county employees significantly impacts an employee's condition of employment, and the terms must be negotiated and mutually agreed upon. It also raises issues of liability for affected employees and the counties.

Law Enforcement Officers have been trained and possess the skill set to enforce and address violations in accordance with law. Further discussions are necessary to assess which trained county staff are being considered to perform these tasks.

Thank you for the opportunity to provide comments on H.B. 601, H.D. 2.

Respectfully submitted,

Randy Perreira  
Executive Director

**LATE**

**HB-601-HD-2**

Submitted on: 4/6/2021 2:09:32 AM

Testimony for JDC on 4/6/2021 9:55:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Chad Taniguchi	Testifying for Hawaii Bicycling League	Support	No

Comments:

The Hawaii Bicycling League supports HB601 to cite parking violations by civilians appointed by the police chief, to increase safety.

In addition, the current parking law should be amended so that the identity of the person parking the car is not required. This amendment is housekeeping in nature and aids in the enforcement of parking laws for community safety, as well as to protect natural resources from being overrun.

HRS291C-111 states "no person shall stop, stand, or park any vehicle in violation of the restrictions stated on such signs or markings."

Changing the language as follows would promote more effective enforcement:

"no vehicle ~~[person]~~ shall stop, stand, or park ~~[any vehicle]~~ in violation of the restrictions stated on such signs or markings. " Make the registered owner responsible for illegal parking no matter who parked the car. The tow-away section of the parking law is written that way.