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# A BILL FOR AN ACT

RELATING TO TRAFFIC FINES.

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

1           SECTION 1. The legislature finds that many popular scenic  
2 areas draw thousands of visitors who overburden state and county  
3 roads and highways and contribute to illegal parking that causes  
4 traffic gridlock and complaints from local communities.

5           The legislature also finds that Act 250, Session Laws of  
6 Hawaii 2019, established the state highway enforcement program,  
7 which added a surcharge for illegal parking violations. Act 250  
8 required that fifty per cent of the surcharge revenue be  
9 distributed to county police departments, which are vital to the  
10 enforcement of parking violations but have limited resources.

11           The purpose of this Act is to clarify that counties may, by  
12 ordinance, designate county highways where the stopping,  
13 standing, or parking of vehicles are restricted or prohibited.

14           SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended  
15 by adding a new section to be appropriately designated and to  
16 read as follows:



1           "§46- Prohibitions or restrictions on stopping,  
2 standing, or parking of vehicles on county highways. Each  
3 county, by ordinance, may prohibit or restrict the stopping,  
4 standing, or parking of vehicles by designating specific  
5 sections of county highways that shall be subject to  
6 section 291C-111. Upon adoption of the ordinance, the county  
7 shall submit to the judiciary notice of the adoption of the  
8 ordinance and a copy of the ordinance; provided that any federal  
9 or state agency authorizing a road closure shall preempt a  
10 county ordinance."

11           SECTION 3. Section 291C-111, Hawaii Revised Statutes, is  
12 amended by amending subsection (c) to read as follows:

13           "(c) Any person committing a violation of any law or  
14 ordinance prohibiting or restricting the stopping, standing, or  
15 parking of vehicles on state highways or designated county  
16 highways shall be charged, in addition to any other applicable  
17 penalties and fines, a state highway enforcement program  
18 surcharge of \$200 to be enforced and collected by the district  
19 courts and to be deposited into the state highway fund; provided  
20 that fifty per cent of each surcharge collected shall be



1 disbursed to the police department of the county in which the  
2 violation occurred."

3 SECTION 4. New statutory material is underscored.

4 SECTION 5. This Act shall take effect on July 1, 2023.

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**Report Title:**

Hawaii State Association of Counties Package; Statewide Traffic Code; Exception; Ordinances; County Highways

**Description:**

Clarifies that each county may, by ordinance, designate certain sections of county highways as areas in which stopping, standing, or parking vehicles is prohibited or restricted. Provides that any federal or state agency authorizing a road closure shall supersede a county ordinance. (SD1)

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

