



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
KA 'OIHANA O KA LOIO KUHINA
THIRTY-SECOND LEGISLATURE, 2024**

ON THE FOLLOWING MEASURE:

S.B. NO. 2896, RELATING TO PUBLIC PARKING SPACES.

BEFORE THE:

SENATE COMMITTEES ON TRANSPORTATION AND CULTURE AND THE ARTS
AND ON GOVERNMENT OPERATIONS

DATE: Tuesday, February 13, 2024 **TIME:** 3:03 p.m.

LOCATION: State Capitol, Room 224

TESTIFIER(S): Anne E. Lopez, Attorney General, or
Denise W.M. Wong, Deputy Attorney General

Chairs Lee and McKelvey and Members of the Committees:

The Department of the Attorney General offers the following comments.

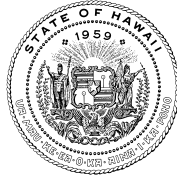
The bill requires, effective January 1, 2026, each parking lot with public paid parking spaces in the State to accept payment of parking fees by credit card and debit card. It also requires that each parking meter that collects parking fees for any public paid parking space in the State be maintained in working order to accept payment by credit card and debit card. The bill does not prohibit a parking lot having public paid parking spaces or parking meters from accepting payment by cash. The counties are required to adopt ordinances to enforce these requirements.

Article VIII, section 5, of the Hawaii State Constitution states: "If any new program or increase in the level of service under an existing program shall be mandated to any of the political subdivisions by the legislature, it shall provide that the State share in the cost." Because the counties would need to either retrofit current machines or install new meters to comply with the requirements of this bill, it appears that there would be a cost to the counties. Because of the increase in the current level of service under an existing program, and insofar as the bill does not provide that the State share in any cost incurred by the counties, the mandated requirements in this bill may be subject to constitutional challenge.

Accordingly, we respectfully suggest that the Committees consider whether the counties must be mandated to implement and enforce the new parking meter requirements. If the Committees believe that the counties must be mandated to implement and enforce the new parking meter requirements, then we recommend that the bill be amended to provide for the State's share in any cost incurred by the counties.

Thank you for considering these comments.

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



KEITH A. REGAN
COMPTROLLER
KA LUNA HO'OMALU HANA LAULĀ

MEOH-LENG SILLIMAN
DEPUTY COMPTROLLER
KA HOPE LUNA HO'OMALU HANA LAULĀ

STATE OF HAWAI'I | KA MOKU'ĀINA O HAWAI'I
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES | KA 'OIHANA LOIHELU A LAWELAWE LAULĀ
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WRITTEN TESTIMONY
OF
KEITH A. REGAN, COMPTROLLER
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
TO THE COMMITTEES ON

**TRANSPORTATION AND CULTURE AND THE ARTS
GOVERNMENT OPERATIONS**

FEBRUARY 13, 2024, 3:03 P.M.
CONFERENCE ROOM 224 AND VIA VIDEOCONFERENCE, STATE CAPITOL

S.B. 2896

RELATING TO PUBLIC PARKING SPACES

Chairs Lee and McKelvey, Vice Chairs Inouye and Gabbard and Members of the Committees, thank you for the opportunity to submit testimony on S.B. 2896.

The Department of Accounting and General Services (DAGS) offer **comments** to S.B. 2896, which requires all parking meters that collect parking fees for any public paid parking space in the State to be maintained in working order to accept payment by cash, credit card, and debit card. DAGS continues the conversion in DAGS-managed parking facilities. Currently, 11 of the 12 DAGS-managed parking facilities on Oahu have been converted to pay stations or smart meters that accept payment by cash, credit card, and debit card. DAGS is currently working on upgrading eight (8) DAGS-

managed parking facilities on the neighbor islands. Pay stations and smart meters are on-hand awaiting installation as funding allows.

Thank you for the opportunity to testify on this matter.

SB-2896

Submitted on: 2/9/2024 5:26:53 PM

Testimony for TCA on 2/13/2024 3:03:00 PM

Submitted By	Organization	Testifier Position	Testify
Andrew Crossland	Individual	Support	Written Testimony Only

Comments:

I **support** this Bill.

LATE

SB-2896

Submitted on: 2/12/2024 6:13:32 PM

Testimony for TCA on 2/13/2024 3:03:00 PM

Submitted By	Organization	Testifier Position	Testify
Nathan Anderson	Individual	Support	Written Testimony Only

Comments:

Unbelievably based proposal. No notes.