

ACT 3

A Bill for an Act Relating to Parking at the University of Hawaii and Amending Chapter 44 of the Revised Laws of Hawaii 1955, as amended.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. This Act is hereby declared to be an urgency measure deemed necessary in the public interest within the meaning of section 11 of Article III of the Constitution of the State of Hawaii.

The following is a statement of the facts constituting such urgency:

Parking problems for the public, faculty, staff and students have continually plagued the administration of the university of Hawaii. The lack of parking facilities at the university has caused great inconvenience and traffic hazard, not only to the members of the university, but also to residents of the area. The administration believes that if it were authorized to deposit all parking fees into a revolving fund, the construction of adequate parking facilities may be commenced immediately with very little state general fund support. It is, therefore, urgent that such revolving fund be established and that the board of regents of the university of Hawaii be authorized to deposit all parking fees into such revolving fund.

SECTION 2. Chapter 44 of the Revised Laws of Hawaii 1955, as amended, is hereby further amended by adding a new part to read as follows:

"PART V. UNIVERSITY PARKING

"Section 44-80. **Parking; control by board of regents.** The board of regents may make rules and regulations governing the traffic and parking conditions on the roadways and other areas under the jurisdiction of the university.

"The board may assess fees for parking on roadways and in the parking areas under the jurisdiction of the university and may install parking meters on roadways and in parking areas and may make regulations relating to such assessments of fees for parking and such installation of parking meters. Such rules and regulations shall be adopted and promulgated pursuant to the provisions of chapter 6C.

"For the purposes of this part, parking facilities shall be considered as university projects and the board shall possess all powers conferred by part IV of this chapter.

"Section 44-81. **Fines and other penalties.** The board may enforce its rules and regulations by imposing fines not to exceed \$25 per violation or by removing the vehicle of the offender from the area within the university's jurisdiction, or both. The owner of any vehicle so towed away shall be responsible for and pay all costs incurred in such towing and storage. Any car so towed away and unclaimed 30 days thereafter shall be sold at public auction by the university. The university shall pay all costs of towing and storage and other costs connected with such sale out of the university parking revolving fund. The fund shall be reimbursed for such costs from the proceeds of such sale and the remaining balance, if any, shall be paid to the owner of the vehicle; provided that if the proceeds of such sale are not claimed by the owner of

the vehicle within 60 days after notice, such proceeds shall be deposited in the university parking revolving fund.

“Section 44-82. Revenue bonds. The board is authorized to issue sufficient amounts of revenue bonds pursuant to part IV of this chapter for the purpose of providing adequate parking structures or other facilities.

“Section 44-83. Revolving fund. There is hereby established in the state treasury a fund to be known as the university parking revolving fund. All fees, fines or other moneys collected under this part shall be deposited in this fund. All moneys in the fund are hereby appropriated for the purposes of and shall be expended by the board in the manner specified by section 44-70.”

SECTION 3. Section 44-23 of the Revised Laws of Hawaii 1955, as amended, is hereby repealed in its entirety.

SECTION 4. This Act shall take effect upon its approval.

(Approved April 15, 1964.) **S.B. 272.**
