

EXECUTIVE CHAMBERS

HONOLULU

June 20, 2002

COPY

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2509

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2509, entitled "A Bill for an Act Relating to Parking for Persons with Disabilities."

This bill would prohibit parking in the access aisle adjacent to a parking space reserved for persons with disabilities and would impose a \$100 fine for doing so. It would also reduce from \$250 to \$100 the minimum fine for parking in a space reserved for persons with disabilities without an official parking placard, but it would leave the maximum fine at \$500. Finally, it would postpone the date by which private and public entities must comply with signage posting and other requirements for parking spaces for persons with disabilities. That date is currently July 1, 2002; the bill would delay the deadline for another year, to July 1, 2003.

This bill is objectionable because it lowers the minimum fines for violations of the Parking for Disabled Persons law. It reduces the current minimum fine of \$250 to \$100 for parking in a space reserved for persons with disabilities without properly displaying a removable windshield placard, for failing to present an identification card to an enforcement officer upon request, and for any private entity failing to comply with the Parking for Disabled Persons law. Although House Bill No. 2509 prohibits, and establishes a penalty for, parking in an access aisle adjacent to a parking space reserved for persons with disabilities, the bill as passed reduces the fine for parking in

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an access aisle to \$100. In its original form, the bill would have imposed a fine of \$250 for such a violation. The reduction in minimum fines for violations of the Parking for Disabled Persons law minimizes the deterrent effect of the fines and was made without public comment or input. The delay in implementing signage requirements will also dilute the effectiveness of the law.

For the foregoing reasons, I am returning House Bill No. 2509 without my approval.

Respectfully,



BENJAMIN J. CAYETANO
Governor of Hawaii

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P R O C L A M A T I O N

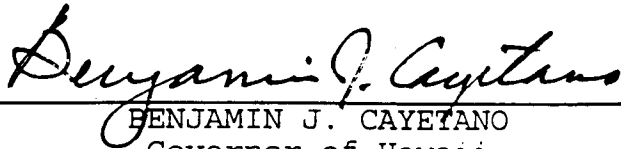
WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2509, entitled "A Bill for an Act Relating to Parking for Persons with Disabilities," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2509 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2509 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 20
day of June, 2002.


BENJAMIN J. CAYETANO
Governor of Hawaii