
A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF EDUCATION.

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

1 SECTION 1. The legislature finds that the assessment of
2 fees for parking on roadways and in parking areas under the
3 jurisdiction of the department of education can serve as a
4 revenue source to benefit public education. Authorizing the
5 department of education to assess fees for parking in areas and
6 facilities under its jurisdiction will provide the department
7 with another source of revenue to address the budget reductions
8 and restrictions affecting public education.

9 The purpose of this Act is to authorize the department of
10 education to assess fees for parking on roadways and in parking
11 areas under its jurisdiction.

12 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is
13 amended by adding a new section to be appropriately designated
14 and to read as follows:

15 "§302A- Parking; control by department. (a) The
16 department may adopt rules in accordance with chapter 91 to
17 govern the traffic and parking conditions on roadways and other
18 areas under the jurisdiction of the department.



1 (b) The department, in accordance with chapter 91 may:

2 (1) Assess fees for parking on roadways and in parking
3 areas under the jurisdiction of the department; and

4 (2) Adopt rules relating to the assessment and collection
5 of fees for parking specified in this section.

6 (c) Fees collected under this section shall be deposited
7 into the same fund into which fees and charges assessed and
8 collected by the department for the use of school facilities
9 under section 302A-1148 are deposited; provided that any parking
10 fees assessed and collected by a school shall be deposited to
11 the credit of the school's nonappropriated local school fund
12 account.

13 (d) The department may contract with the department of
14 accounting and general services or a private entity to implement
15 this section."

16 SECTION 3. Section 302A-1148, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "~~[+]§302A-1148[+]~~ **Use of school facilities** ~~[for~~
19 ~~recreational and community purposes.]~~ **and grounds.** All public
20 school buildings, facilities, and grounds shall be available for
21 general recreational purposes, and for public and community use,
22 whenever these activities do not interfere with the normal and



1 usual activities of the school and its pupils. Any other law to
2 the contrary notwithstanding, the department shall adopt rules
3 under chapter 91 as are deemed necessary to carry out the
4 purposes of this section and may issue licenses, revocable
5 permits, concessions, or rights of entry to school buildings and
6 grounds for such periods of use as deemed appropriate by the
7 department. All such dispositions, including those in excess of
8 fourteen days, need not be approved by the board of land and
9 natural resources; provided that approval by the board of land
10 and natural resources shall be required when the dispositions
11 are for periods in excess of a year. The department may assess
12 and collect fees and charges from the users of school buildings,
13 facilities, grounds, and equipment[-], which include fees and
14 charges assessed and collected by the department for parking on
15 roadways and in parking areas under the jurisdiction of the
16 department, pursuant to section 302A- . The fees and charges
17 shall be deposited into a separate fund and expended by the
18 department under rules as may be adopted by the board[-];
19 provided that any parking fees assessed and collected by a
20 school shall be deposited to the credit of that school's
21 nonappropriated local school fund account."



1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect upon its approval.

4



Report Title:

Education; Parking Fees

Description:

Authorizes the DOE to adopt rules governing traffic and parking conditions on roadways and areas under the jurisdiction of the DOE, including rules for the assessment of parking fees. Provides that parking fees collected shall be deposited into the same fund into which fees and charges collected for the use of school facilities are deposited; provided that parking fees collected by a school shall be deposited to the credit of that school's nonappropriated local school fund account. (SD1)

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