

---

---

## HOUSE RESOLUTION

REQUESTING THE DISABILITY AND COMMUNICATION ACCESS BOARD, IN CONSULTATION WITH THE HAWAII STATE ENERGY OFFICE, TO REPORT TO THE LEGISLATURE ON THE INTERPLAY OF RESERVED PARKING STALL REQUIREMENTS FOR DISABLED PERSONS AND ELECTRIC VEHICLES.

1           WHEREAS, the federal Americans with Disabilities Act  
2 Accessibility Guidelines for Buildings and Facilities requires  
3 that a certain number of parking stalls be reserved for use by  
4 disabled persons if parking spaces are provided for self-parking  
5 by employees or visitors; and

6  
7           WHEREAS, state law requires that certain public and private  
8 parking stalls be reserved for persons with disabilities who  
9 display the appropriate permit, placard, or license plate; and

10  
11           WHEREAS, section 291-71, Hawaii Revised Statutes, requires  
12 that "all public, private, and government parking facilities  
13 that are available for use by the general public and have at  
14 least one hundred parking spaces shall designate one per cent of  
15 parking spaces exclusively for electric vehicles by December 31,  
16 2011, provided that at least one of the parking spaces  
17 designated for electric vehicles is located near the building  
18 entrance and is equipped with an electric vehicle charging  
19 unit"; and

20  
21           WHEREAS, reservation of parking spaces for disabled persons  
22 should take priority over spaces that are reserved for electric  
23 vehicles; and

24  
25           WHEREAS, some private businesses are redesignating parking  
26 spaces reserved for persons with disabilities as spaces now to  
27 be reserved for electric vehicles, to the detriment of disabled  
28 residents and visitors of the State and denying them the full  
29 protection of the law; and



1  
 2 WHEREAS, state administrators in charge of overseeing the  
 3 implementation of reserved parking requirements for the disabled  
 4 and for electric vehicles should clarify the priorities on  
 5 number and location of the respective reserved parking spaces;  
 6 now, therefore,  
 7

8 BE IT RESOLVED by the House of Representatives of the  
 9 Twenty-sixth Legislature of the State of Hawaii, Regular Session  
 10 of 2012, that the Disability and Communication Access Board, in  
 11 consultation with the Hawaii State Energy Office, is requested  
 12 to report to the Legislature, no later than twenty days prior to  
 13 the convening of the regular session of 2013, on the interplay  
 14 of reserved parking space requirements for disabled persons and  
 15 electric vehicles, including number and location of parking  
 16 spaces; and  
 17

18 BE IT FURTHER RESOLVED that any administrative rule or  
 19 policy should make reservation of parking for disabled persons a  
 20 priority over the reservation of electric vehicle parking  
 21 spaces; and  
 22

23 BE IT FURTHER RESOLVED that any administrative rule or  
 24 policy should provide that electric car parking stalls should be  
 25 placed only where there are charging stations; and  
 26

27 BE IT FURTHER RESOLVED that certified copies of this  
 28 Resolution be transmitted to the Executive Director of the  
 29 Disability and Communication Access Board and the Energy  
 30 Administrator of the Hawaii State Energy Office.  
 31  
 32  
 33

OFFERED BY: Marilyn B. Lee  
Jan J. Fu  
W. A. J.  
Chen  
John Doe

