

JAN 21 2022

A BILL FOR AN ACT

RELATING TO VEHICLES.

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

1 SECTION 1. Section 291C-111, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "§291C-111 Noncompliance with stopping, standing, or
4 parking requirements. (a) With respect to highways under their
5 respective jurisdictions, the director of transportation is
6 authorized to and the counties by ordinance may prohibit or
7 restrict the stopping, standing, or parking of vehicles where
8 the stopping, standing, or parking is dangerous to those using
9 the highway or where the stopping, standing, or parking of
10 vehicles would interfere unduly with the free movement of
11 traffic; provided that the violation of any law or any
12 ordinance, regardless of whether established under this or any
13 other section, prohibiting or restricting the stopping,
14 standing, or parking of vehicles shall constitute a traffic
15 infraction. The counties shall not provide any other penalty,
16 civil or criminal, or any other charge, in the form of rental or
17 otherwise, in place of or in addition to the fine to be imposed



1 by the district court for any violation of any ordinance
2 prohibiting or restricting the stopping, standing, or parking of
3 vehicles.

4 This section shall not be construed as prohibiting the
5 authority of the director of transportation or the counties to
6 allow the stopping, standing, or parking of motor vehicles at a
7 "T-shaped" intersection on highways under their respective
8 jurisdictions; provided that [~~such~~] the stopping, standing, or
9 parking of motor vehicles is not dangerous to those using the
10 highway or where the stopping, standing, or parking of motor
11 vehicles would not unduly interfere with the free movement of
12 traffic.

13 The appropriate police department and county or prosecuting
14 attorney of the various counties shall enforce any law or
15 ordinance prohibiting or restricting the stopping, standing, or
16 parking of vehicles, including but not limited to the issuance
17 of parking tickets. Any [~~person committing a~~] registered owner
18 of a vehicle that is in violation of any law or ordinance,
19 regardless of whether established under this or any other
20 section, prohibiting or restricting the stopping, standing, or
21 parking of vehicles shall be subject to a fine to be enforced



1 and collected by the district courts of this State and to be
2 deposited into the state general fund for state use.

3 (b) The director of transportation, the counties, and
4 owners of private highways, with the consent of the county
5 official responsible for traffic control with respect to
6 highways under their respective jurisdictions shall place signs
7 or curb markings that are clearly visible to an ordinarily
8 observant person prohibiting or restricting the stopping,
9 standing, or parking of vehicles on the highway. [~~Such~~] Those
10 signs or curb markings shall be official signs and markings and
11 no [~~person~~] vehicle shall stop, stand, or park [~~any vehicle~~] in
12 violation of the restrictions stated on such signs or markings.

13 (c) Any [~~person committing a~~] registered owner of a
14 vehicle that is in violation of any law prohibiting or
15 restricting the stopping, standing, or parking of vehicles on
16 state highways shall be charged, in addition to any other
17 applicable penalties and fines, a state highway enforcement
18 program surcharge of \$200 to be enforced and collected by the
19 district courts and to be deposited into the state highway fund;
20 provided that fifty per cent of each surcharge collected shall



1 be disbursed to the police department of the county in which the
2 violation occurred."

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

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

9

INTRODUCED BY: 



S.B. NO. 2539

Report Title:

Stop, Stand, or Park; Violation; Owner; Vehicle; Liability

Description:

Makes the registered owner of a vehicle that is in violation of stop, stand, or park requirements liable for any penalty.

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