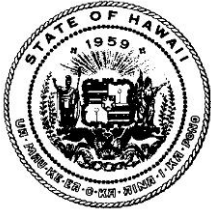


PARKING COMMITTEE 11/15/24

LIST OF BOARD PACKET DOCUMENTS

1. Parking Committee Agenda for 11/15/24.
2. Parking Committee Draft Minutes for 9/13/24.
3. Parking Committee Draft Minutes for 10/3/24.
4. Parking Permit data analysis report for July 1, 2024 – September 30, 2024.
5. Parking Committee report (various statistics relating to parking program).
6. Updated informational poster for parking permit issuing locations.
7. Draft letter regarding concerns with the accessibility of the State Capitol building.
8. Draft Legislation – Establishing a surcharge for accessible parking space violations and distributing 50 percent of the fine to county police departments.
9. Draft Legislation – Authorizing counties to adopt and enforce design standards for accessible parking spaces.
10. Draft Legislation – Establishing a travel placard to be used by Hawaii residents when they travel.
11. USA Today article on laws regarding business required to accept cash as payment.



DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Room 118 • Honolulu, Hawaii 96813
Ph. (808) 586-8121 (V) • TTY (808) 586-8162 • Fax (808) 586-8129

NOTICE OF MEETING

Disability and Communication Access Board

Standing Committee on Parking Meeting

November 15, 2024
11:00 a.m.

AGENDA

The Disability and Communication Access Board will be meeting remotely using interactive conference technology. The public is welcome to participate as follows.

Public In-Person Meeting Location

Kamamalu Building
1010 Richards Street, Room 118
Honolulu, Hawaii 96813

Participate Virtually via Zoom

Click on the link below or copy and paste it into your browser window:
<https://us02web.zoom.us/j/83016345634> and enter Meeting ID: 830 1634 5634.

To join by phone

Dial 1 669 900 6833 and enter Meeting ID: 830 1634 5634.

Public Testimony

Oral testimony - Members of the public may present comment or testimony on each agenda item.

Written Testimony - To ensure the public as well as Committee members are able to review testimony prior to the meeting, we request written testimony be submitted 48 hours prior to the scheduled meeting date and time.

Written testimony may be submitted by one of the methods listed below:

- By email to: dcab@doh.hawaii.gov
- By U.S. Postal Mail:
Kirby Shaw, Disability and Communication Access Board, 1010 Richards Street,
Room 118, Honolulu, HI 96813
- By facsimile to: (808) 586-8129

AGENDA

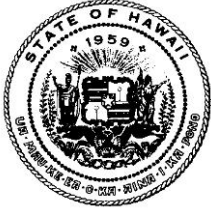
- I. Call to Order
Review Remote Meeting Procedures
 - This meeting is being recorded.
 - A quorum of Committee members is required to be visible on screen.
 - Raise hand to speak unless called upon.
 - Identify yourself before speaking.
- II. Roll Call/Introductions
- III. Written Public Testimonies Submitted - Review
- IV. Approval of Meeting Minutes of September 13, 2024, and October 3, 2024.
- V. Old Business
 - A. Disability Parking Placard Issuance Statistics for Quarter 1 Fiscal Year 2024-2025 – Update.
 - B. Email Notification to Permittees of Pending Parking Permit Expirations for Quarter 1 Fiscal Year 2024-2025 – Update.
 - C. Procurement of Disability Parking Placards and Month/Year Decals – Update.
 - D. Death Records Crossmatch and Disability Parking Permit Retrieval – Update.
 - E. Public Education Efforts
 1. Webpage for Reporting Placard or Access Aisle Abuse - Number of Submissions - Update.
 2. Webpage for Reporting Non-Design Compliant Accessible Spaces - Number of Submissions – Update.
 3. Meeting with Spectrum – Television Public Service Announcements.
 4. Updated Posters for Issuing Locations
 - F. Van Accessible Spaces
 1. Public Education Options: “Park with Aloha” Theme.
 - A. Voluntary Informational Signs for Van Accessible Spaces at Places of Public Accommodation – Update.
 - (1) Draft Press Release.
 - (2) Letter to Retail Merchants Association and Chamber of Commerce.

- G. State Capitol Building, Parking, and Accessibility Concerns - Update.
- H. United States Architectural and Transportation Barriers Compliance Board Notice of Proposed Rulemaking - [Accessibility of Electric Vehicle Charging Stations.](#) – Update
- I. Possible State Legislation
 - 1. Sharing fines for accessible parking space violations using [Hawaii Revised Statutes §291C-111 \(c\)](#) state highway enforcement program surcharge as a model.
 - 2. Authorizing the Counties to enforce design guidelines for accessible parking spaces.
 - 3. Establishing a disability parking travel placard for Hawaii residents to use when traveling off island.
- J.
- VI. New Business
 - A. Meetings with Parking Enforcement Agencies
 - 1. City and County of Honolulu Police Chief (pending)
 - B. Concern with medical facilities that only accept parking payment via smartphone.
- VII. Open Forum: Public comment on issues not on the agenda for consideration on a future Committee agenda.
- VIII. Next Meeting
- IX. Adjournment

If you need an auxiliary aid/service or other accommodation due to a disability, contact Cindy Omura at (808) 586-8121 or dcab@doh.hawaii.gov as soon as possible. Requests made as early as possible have a greater likelihood of being fulfilled.

Upon request, this notice is available in alternate/accessible formats.

The agenda and meeting materials for this meeting are available for inspection at the DCAB office located at 1010 Richards Street, Room 118, Honolulu, Hawaii 96813 and on the DCAB website at: <https://health.hawaii.gov/dcab/dcab-agendas-and-minutes/>.



DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Rm. 118 • Honolulu, Hawai'i 96813
Ph. (808) 586-8121 (V) • Fax (808) 586-8129 • (808) 586-8162 TTY

DRAFT MINUTES

Standing Committee on Parking Meeting

Location: Virtual via Zoom and 1010 Richards Street, Room 118
Date: September 24, 2024
Time: 10:00 a.m.

PRESENT: Summer Kozai, Chairperson; Violet Horvath, Gerald Ohta, Charlotte Townsend, Board Members; Bryan Mick, Elizabeth Pearson, Romala Sue Radcliffe, Kirby Shaw; Staff

PUBLIC PARTICIPANT: Alberto Perez

- I. Chairperson Summer Kozai called the meeting to order at 10:03 a.m.
- II. Chairperson Summer Kozai reported no written public testimony was submitted.
- III. The Committee approved the July 10, 2024 meeting minutes (M/S/P Horvath/Ohta).

IV. Old Business

A. Parking Placard Issuance Statistics

Bryan Mick reported that in the first two (2) months of fiscal year 2024-2025, around five thousand five hundred (5,500) placards were issued. Two hundred fifty (250) special license plates were reauthorized or issued. Of the placards, about one thousand four hundred (1,400) were temporary and four thousand (4,000) were long term. DCAB issued one thousand seven hundred (1,700) long term placards and eighteen (18) Disabled Paid Parking Exemption Permits (DPPEP). The placard renewal rate was seventy two percent (72%).

B. Email Notification to Permittees of Pending Parking Permit Expirations

Bryan Mick reported that in the first two (2) months of fiscal year 2024-2025, DCAB emailed one thousand two hundred ninety-two (1,292) permittees to notify them of their pending permit expirations. Applications were attached to the emails.

C. Procurement of Parking Placards and Decals

The procurement process for month and year decals has begun.

D. Death Records Crossmatch and Parking Permit Retrieval

Four thousand three hundred sixty five (4,365) death retrieval letters were sent out to the estates of permittees to retrieve the placards. Thirty-six percent (36%) of the placards were returned to DCAB.

E. Public Education Efforts

Webpage for Reporting Placard or Access Aisle Abuse

Four (4) inquiries were submitted through the DCAB webpage to report abuse of a disability parking permit. Two (2) letters were sent to permittees as a result.

Webpage for Reporting Non-Design Compliant Accessible Spaces

Four (4) submissions were made to the webpage on a non-design compliant parking space issue. DCAB sent one inquiry to Windward Mall and the Target store, who both replied that they would investigate and correct the situation.

Meeting with Spectrum – Television Public Service Announcements

Spectrum contacted DCAB to gauge our interest in airing television public service announcements (PSA). Several Department of Health agencies and programs such as the Newborn Safe Sleep Infant Project and the Fetal Alcohol Prevention Program have used Spectrum to create PSAs. Bryan Mick met with Spectrum and requested a quote. The Committee expressed their support for staff pursuing this effort.

Disabled Paid Parking Exemption Permit Public Service Announcement

DCAB ran a print PSA in “Midweek” for the week of August 7, 2024. The PSA reminded readers about the end of the meter fee exemption for temporary and long term placards.

F. Van Accessible Spaces

Voluntary Informational Sign for Van Accessible Spaces at Places of Public Accommodation

Kirby Shaw is reviewing the press release about the informational sign. The press release will be sent to the Department of Health’s (DOH) Public Information Officer for distribution.

Letter to Retail Merchants Association of Hawaii and Chamber of Commerce

Kirby Shaw is reviewing the draft letter to the Retail Merchants Association of Hawaii and to the Chamber of Commerce.

G. State Capitol Building, Parking, and Accessibility Concerns

Bryan Mick shared a revised draft letter to state officials listing multiple accessibility concerns that DCAB staff observed last legislative session. Staff attended a bill signing ceremony in the Governor's Office and discovered that the ceremonial desk is arranged such that anyone using a mobility device is unable to go behind the desk and participate in the ceremony and photo. This issue was added to the letter.

V. New Business

A. Meetings with Parking Enforcement Agencies

Staff met with the Hawaii State Department of Land and Natural Resources's Division of Conservation and Resources Enforcement (DOCARE) Chief to discuss parking enforcement efforts. DOCARE will remind its officers that citations should be issued for violation of accessible parking spaces even if not on DOCARE property.

A meeting with the City and County of Honolulu's Police Chief is pending.

B. Electric Vehicle License Plates and Disability Plates

The Department of Transportation inquired with DCAB about a license plate design that depicts both an electric vehicle designation and a disability symbol. Bryan Mick informed them there is no such license plate in the State of Hawaii.

Possible State Legislation

Bryan Mick shared three (3) DCAB bills that may be included in the Governor's 2025 package: (1) Sharing fines for accessible parking space violations using the existing state highway enforcement program surcharge as a model, (2) authorizing the Counties to enforce design guidelines for accessible parking spaces, and (3) establishing a disability parking travel placard for Hawaii residents to use when traveling off island.

C. United States Architectural and Transportation Barriers Compliance Board Notice of Proposed Rulemaking – Accessibility of Electric Vehicle Charging Stations

A brief discussion was held, and the topic will be discussed at the DCAB full Board on September 26, 2024.

VI. Open Forum

None.

VII. Next Meeting

The next meeting is scheduled for Friday, November 15, 2024, at 11:00 a.m.

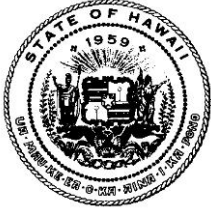
VIII. Adjournment

The meeting adjourned at 10:10 a.m.

NOTE: All votes were unanimous unless otherwise noted.

Respectfully submitted,

ROMALA SUE RADCLIFFE



DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Rm. 118 • Honolulu, Hawai'i 96813
Ph. (808) 586-8121 (V) • Fax (808) 586-8129 • (808) 586-8162 TTY

DRAFT MINUTES **Standing Committee on Parking Meeting**

Location: Virtual via Zoom and 1010 Richards Street, Room 118
Date: October 3, 2024
Time: 12:00 p.m.

PRESENT: Summer Kozai, Chairperson; Violet Horvath, Gerald Ohta, Board Members; Kirby Shaw, Bryan Mick, Kristine Pagano, Elizabeth Pearson, Romala Sue Radcliffe; Staff

ABSENT: Charlotte Townsend, Board Member

PUBLIC

PARTICIPANTS: Alberto Perez, Peter Fritz

- I. Chairperson Summer Kozai called the meeting to order at 12:07 p.m.
- II. Chairperson Summer Kozai reported no written public testimony was submitted.
- III. Old Business
 - A. United States Architectural and Transportation Barriers Compliance Board Notice of Proposed Rulemaking – Accessibility of Electric Vehicle Charging Stations

The Committee noted that many of the proposed regulations are highly technical, and that manufacturers of electric vehicles and charging stations are in the best position to provide informed feedback on these matters. Nevertheless, the Committee supports revising the proposed regulations to mandate universal design, or, if that is not feasible, to adopt the "use last model" approach. Additionally, the Committee endorses the proposed regulation requiring all charging stations to include communication access features.

The Committee also agrees that places of public accommodation should not be held responsible for providing alternative connectors, as this responsibility should fall to the electric vehicle owners.

The Committee has approved forwarding these recommendations to the Executive Committee for further consideration (M/S/P Horvath/Ohta).

- IV. Open Forum: None

V. Next Meeting

The next meeting is scheduled for Friday, November 15, 2024, at 11:00 a.m.

VI. Adjournment

The meeting adjourned at 1:06 p.m.

NOTE: All votes were unanimous unless otherwise noted.

Respectfully submitted,

ROMALA SUE RADCLIFFE



Disability Parking Permit System
 Disability and Communication Access Board
 Department of Health • State of Hawaii



PARKING DATA ANALYSIS
11/04/2024

8093 Total # of Placards Issued

July 1, 2024 - Sept. 30, 2024

By Station (31)

00 DCAB: 2524	15 Hawaii Kai: 395
01 Administration: 104	20 Kahului: 371
02 Ala Moana: 511	21 Kihei: 91
03 Chinatown 113	22 Lahaina: 71
04: 0	23 Pukalani: 71
05: 0	24 Hana: 8
06 Kapalama Hale: 411	25 Molokai: 39
07 Kapolei: 684	26 Lanai: 13
08: 0	30 Lihue: 267
09 Pearlridge: 678	31 Kapaa: 0
0A: 0	40 Hilo: 612
10 Wahiawa: 257	41 Kona: 341
11 Waianae: 136	50: 0
12 Windward City: 396	60: 0
13: 0	XX DCAB GK: 0
14: 0	

By County and DCAB

Honolulu: 3685	Kauai: 267	Maui: 664	Hawaii: 953
DCAB: 2524			

5895 Permanent Placards by County and DCAB

Honolulu: 2207	Kauai: 178	Maui: 407	Hawaii: 622
DCAB: 2481			

2169 Temporary Placards by County and DCAB

Honolulu: 1478	Kauai: 89	Maui: 256	Hawaii: 331
DCAB: 15			

388 License Plates Issued

Honolulu: 107	Kauai: 12	Maui: 34	Hawaii: 47
DCAB: 188			

4043 First Time Placards by County and DCAB

Honolulu: 2698	Kauai: 189	Maui: 470	Hawaii: 668
DCAB: 18			

2610 First Time Long Term Placards by County and DCAB

Honolulu: 1705	Kauai: 135	Maui: 296	Hawaii: 467
DCAB: 7			

3226 Renewal Placards by County and DCAB

Honolulu: 533 Kauai: 25 Maui: 66 Hawaii: 130
DCAB: 2472

791 Replacement Placards by County and DCAB

Honolulu: 452 Kauai: 52 Maui: 128 Hawaii: 154
DCAB: 5

26 Mutilated Placards by County and DCAB

Honolulu: 19 Kauai: 0 Maui: 2 Hawaii: 4
DCAB: 1

32 First Hawaii DPPEP Placards by County and DCAB

Honolulu: 1 Kauai: 1 Maui: 0 Hawaii: 1
DCAB: 29

1 Renewal of Hawaii DPPEP Placards by County and DCAB

Honolulu: 1 Kauai: 0 Maui: 0 Hawaii: 0
DCAB: 0

0 Replacement of Hawaii DPPEP Placards by County and DCAB

Honolulu: 0 Kauai: 0 Maui: 0 Hawaii: 0
DCAB: 0

0 Replacement of Mutilated Hawaii DPPEP Placards by County and DCAB

Honolulu: 0 Kauai: 0 Maui: 0 Hawaii: 0
DCAB: 0

\$33,774.00 Total Amount of Money Collected by County and DCAB

Honolulu: \$22,452.00 Kauai: \$1,452.00 Maui: \$4,104.00 Hawaii: \$5,574.00
DCAB: \$192.00

\$31,536.00 Calculated Amount for Counties to Invoice

Honolulu: (1724) x \$12.00 = \$20,688.00 Kauai: (135) x \$12.00 = \$1,620.00
Maui: (298) x \$12.00 = \$3,576.00 Hawaii: (471) x \$12.00 = \$5,652.00

PARKING COMMITTEE REPORT

November 21, 2024

The parking committee met on October 3, and November 15, 2024.

Parking Program Issuance and Statistics – Update

In the first quarter of FY 2024-2025, around 8,000 placards were issued and 400 special license plates reauthorized or issued. Of the placards, about 2,200 were temporary, 5,900 long term, and 32 were Disabled Paid Parking Exemption Permits. Of the long-term placards, about 2,500 were renewals issued by DCAB. The renewal rate was 72 percent.

Other Parking Activities from the Plan of Action

In the first quarter of the Fiscal Year:

1,292 emails were sent reminding permittees of a pending permit expiration.

140,000 month and year Decals were received.

A crosscheck with Vital Record flagged 4,000 records.

4 submissions were received via the webpage to report parking placard misuse. DCAB sent 2 letters to permittees in response.

5 submissions were received via the webpage to report a non-design complaint space. One inquiry was forwarded to Windward mall and Target who replied they would investigate and correct.

Staff designed a new informational poster for display at county issuing sites and other sites.

Staff met with the State Department of Land and Natural Resources Enforcement Division Chief to discuss accessible parking enforcement.

Staff will be asking the Retail Merchants Association and the Chamber to circulate to all their members a letter DCAB previously sent directly to large parking lot owners requesting they increase the number of accessible parking spaces.

There are three bills under review for possible submission that would impact the parking program. (1) Creates a travel placard for Hawaii residents to use when travelling (2) Authorizes the counties to enforce accessible parking design requirements (3) Establishes an accessible parking space violation surcharge and remits 50 percent of the surcharge to the county police.

DISABILITY PARKING PERMIT APPLICATIONS IMPORTANT INFORMATION



Disability parking permit application form PA3 is available at county issuing agencies, the Disability and Communication Access Board, most medical facilities, by calling (808) 586-8121, or online at <http://health.hawaii.gov/dcab/>.

Take the application form to your LICENSED PRACTICING PHYSICIAN, PHYSICIAN ASSISTANT (PAC) or ADVANCED PRACTICE REGISTERED NURSE (APRN) and have them complete SIDE TWO. Make sure they sign, date, and fill in their medical license number. Complete side one before submitting.

If you were certified for:

1. Six month (red) temporary placard; or
2. Six year (blue) long term placard for the first time

You must submit the form to a county issuing agency:
Satellite City Hall (City and County of Honolulu),
Office of Aging (County of Hawaii),
Division of Motor Vehicles and Licensing (County of Maui),
Division of Motor Vehicles (County of Kauai).



If you were certified for:

1. A renewal of a six year (blue) long term placard; or
2. A Disabled Paid Parking Exemption Permit (green) placard*

Mail the completed form and a COPY of your valid ID (e.g., driver's license, State ID, military ID, Handi-Van pass or Medicare card) to:

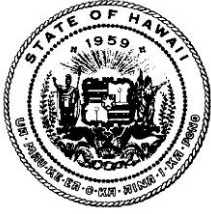
Disability and Communication Access Board
P.O. Box 3377
Honolulu, HI 96801



*For a Disabled Paid Parking Exemption Permit, a copy of your valid driver's license must be included.

Please allow 7 working days for processing.

When you receive your new placard and blue ID card, you will also receive a postage paid Business Reply Mail envelope. Please insert your expired placard and blue ID card into the envelope and mail it back.



DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Room 118 • Honolulu, Hawaii 96813
Ph. (808) 586-8121 (V) • TTY (808) 586-8162 • Fax (808) 586-8129

November 1, 2024

The Honorable Josh Green
Governor, State of Hawaii
Executive Chambers
State Capitol
Honolulu, Hawaii 96813

The Honorable Ronald Kouchi
Senate President, State of Hawaii
State Capitol Room 409
Honolulu, Hawaii 96813

The Honorable Scott Saiki
Speaker of the House, State of Hawaii
State Capitol Room 431
Honolulu, Hawaii 96813

Re: Accessibility Concerns with the Hawaii State Capitol Building

Dear Governor Green, Senate President Kouchi, and Speaker Saiki:

Congratulations on the successful conclusion of the 2024 legislative session. During this session, the Disability and Communication Access Board (DCAB) identified several accessibility concerns reported by individuals with diverse disabilities. We wish to highlight these issues and remind you that DCAB is available for consultation on accessibility matters.

We have organized the concerns sequentially, from the point of receiving a hearing notice to providing testimony at a hearing.

- 1. Accommodation Requests:** The wording on hearing notices should be revised to reflect that requests for accommodations can be made at any time, as stipulated by the Americans with Disabilities Act (ADA) Title II. We recommend the following wording: "If you need an auxiliary aid/service or other accommodation due to a disability, contact [Name] at [phone number and email address]. Requests made as early as possible have a greater likelihood of being fulfilled."
- 2. Agenda Prioritization:** Disability-related agenda items should be placed at the beginning of the agenda. This practice will help ensure that scheduled American Sign Language (ASL) interpreters do not exceed their allotted time, thereby avoiding additional costs and ensuring effective communication for those relying on them. It will also assist individuals who need to coordinate pickups with TheHandiVan.
- 3. Website Accessibility:** The Legislature's website should be evaluated and updated to meet the Web Content Accessibility Guidelines (WCAG) 2.1 by April 24, 2026, as

required by the U.S. Department of Justice. Additionally, we recommend discontinuing the color-coding scheme for submitted testimony, as it is not accessible to individuals with vision impairments. Confirmation of testimony should not require a phone call for those with vision disabilities.

4. **Accessible Parking:** Many have expressed concerns regarding the relocation of public parking from under the Capitol. DCAB strongly advocates for maintaining accessible parking spaces in this area to ensure access for individuals with mobility disabilities. We also request that accessible spaces in the employee parking area comply with ADA Accessibility Guidelines (ADAAG) and be available as reasonable accommodations upon request.
5. **Curb Ramps:** Some wheelchair-accessible vehicles are too large and cannot drop off passengers using a wheelchair or scooter at the Capitol basement level, forcing them to use the loading area on South Beretania Street, which lacks curb ramps. DCAB recommends installing curb ramps in this area to enhance accessibility.
6. **Security Training:** We recommend that security personnel receive training on effectively interacting with individuals with various disabilities, as inconsistent procedures were observed during the last session.
7. **Restroom Accessibility:** All public restrooms in the Capitol should be evaluated for accessibility. For example, some paper towel dispensers require a pinching and turning of a wheel, which does not comply with ADAAG. We suggest exceeding ADAAG minimums by including an adult changing table in at least one restroom.
8. **Automatic Door Openers:** We recommend installing automatic door openers on certain hearing room doors. While not mandated by ADAAG, these devices significantly enhance accessibility.
9. **Captioning on Video Screens:** Hearing room video screens should be configured to display captions, as currently, captions are only available on screens outside the hearing rooms, hindering participation for those who rely on them.
10. **ASL Interpreter Coordination:** When requesting an ASL interpreter, it should be confirmed whether the requester will attend virtually or in person. Ideally, the interpreter attends in the same format. If an interpreter is only available via video while the individual testifies in person, a laptop should be provided at the testifier's table so the testifier may face the committee.
11. **Hearing Room Configuration:** Hearing rooms should allow adequate maneuvering space for individuals using mobility aids, such as motorized scooters or wheelchairs.
12. **Microphone Accessibility:** Public testimony microphones should be configured for accessibility. We recommend eliminating podiums and providing tables with sufficient clearance beneath them for wheelchair users to approach the microphone. Wireless microphones would enhance flexibility.
13. **Hearing Room Retrofitting:** While we encourage retrofitting all hearing rooms for maximum accessibility, if not feasible, we suggest prioritizing selected hearing rooms for disability-related legislation.

14. **Ceremonial Desk Access:** The ceremonial bill signing desk in the Governor's office lacks an accessible route for individuals using mobility aids to get behind the desk, preventing their participation in standard photo opportunities with the State Seal as the backdrop.

The Hawaii State Capitol is a vital public building that should exemplify the highest standards of accessibility. Ensuring equal participation for individuals with disabilities sets a precedent for all state and local government buildings.

Please contact Mr. Kirby Shaw, Executive Director of DCAB, at (808) 586-8121 or dcab@doh.hawaii.gov with any questions or concerns. Thank you for considering our recommendations.

Sincerely,

VIOLET E. HORVATH, Ph.D.
Chairperson

c: DAGS
State Senate Sergeant-at-Arms
State House Sergeant-at-Arms

A BILL FOR AN ACT

RELATING TO PARKING FOR DISABLED PERSONS.

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

1 SECTION 1. The legislature finds that the statewide
2 parking program for persons with disabilities, as established
3 under part III of chapter 291, Hawaii Revised Statutes, pursuant
4 to the federal Uniform System for Handicapped Parking Act, and
5 administered by the disability and communication access board,
6 provides individuals with mobility disabilities the ability to
7 travel and park in accessible parking spaces.

8 The purpose of this Act is to allow the court to collect
9 any costs incurred by the court related to assessing a fine for
10 a violation of HRS 291-57 (b), to establish the State accessible
11 parking space enforcement surcharge, and to provide that fifty
12 percent of the surcharge shall be deposited in the State General
13 Fund with the remaining balance distributed to the respective
14 police departments of the county from which the surcharge was
15 collected to be used to enforce laws and ordinances pertaining to
16 violations of HRS 291 part III.

____.B. NO._____

1 SECTION 2. Section 291-57, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **§291-57 Parkng spaces reserved for persons with**

4 **disabilities; penalties** (a) Any person who uses a parking
5 space reserved for persons with disabilities who:

6 (1) Fails to properly display a disability parking
7 permit;

8 (2) Displays an invalid disability parking permit

9 (3) uses a disability parking permit that was not
10 issued to that person or to any passenegers occupying the
11 vehicles in the parking space; or

12 (4) With or without a disability parking permit:

13 (A) Parks in an access aisle; or

14 (B) Obstructs the ingress or egress to a parking
15 space reserved for a person with a disability;

16 shall be guilty of a traffic infraction under chapter
17 291D and shall be fined no less than \$250 nor more than
18 \$500 and pay any costs incurred by the court related to
19 assessing the fine; provided that a person with a
20 disability who has been issued a valid disability parking
21 permit that is currently in effect, and who has failed to
22 display the disability parking permit while parking in a

____.B. NO.____

1 space reserved for persons with disabilities, shall pay a
2 fine of no less than \$25 nor more than \$100 and any costs
3 incurred by the court related to assessing the fine.

4 (b) Any person who uses a parking space reserved for
5 persons with disabilities and refuses or fails to present an
6 identification card issued under this chapter or the rules
7 adopted thereunder to an enforcement officer upon request shall
8 be guilty of a traffic infraction under chapter 291D and shall
9 be fined no less than \$250 nor more than \$500 and any costs
10 incurred by the court related to assessing the fine.

11 (c) Any person committing a violation of this section
12 shall be charged, in addition to any other applicable penalties
13 and fines, a state accessible parking space enforcement
14 surcharge of \$100 to be enforced and collected by the district
15 courts and to be deposited into the state general fund; provided
16 that fifty per cent of each surcharge collected shall be
17 disbursed to the police department of the county in which the
18 violation occurred.

19 [~~e~~](d) Any citation issued under this chapter may be
20 mailed to the violator pursuant to section 291C-165(b).

21 SECTION 3. Statutory material to be repealed is bracketed
22 and stricken. New statutory material is underscored.

____.B. NO.____

1 SECTION 4. This Act upon its approval, shall take effect
2 on July 1, 2025.

3 INTRODUCED BY: _____

4 BY REQUEST

5

____.B. NO._____

Report Title:

Disabled Persons Parking

Description:

Establishes the state accessible parking space enforcement surcharge, sets it at \$100, and distributes half of the surcharge to the police department of the county in which the violation occurred.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

A BILL FOR AN ACT

RELATING TO PARKING FOR DISABLED PERSONS.

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

1 SECTION 1. The legislature finds that the statewide
2 parking program for persons with disabilities, as established
3 under part III of chapter 291, Hawaii Revised Statutes, pursuant
4 to the federal Uniform System for Parking for Persons with
5 Disabilities, 23 Code of Federal Regulations section 1235, and
6 administered by the disability and communication access board,
7 provides individuals with mobility disabilities the ability to
8 travel and park in accessible parking spaces via the use of
9 parking placards. However, improper design and signage of
10 accessible parking spaces impacts access for program
11 participants.

12 The purpose of this Act is to authorize the counties to
13 adopt ordinances to enforce the accessible parking space design
14 requirements of part III of chapter 291, Hawaii Revised
15 Statutes, and any administrative rules adopted under that part.

16 SECTION 2. Section 291-58, Hawaii Revised Statutes, is
17 amended to read as follows:

____.B. NO._____

1 "[+]~~§~~291-58[+] Requirement to provide parking for persons
2 with disabilities; [~~penalty-~~] ordinances to enforce authorized.?

3 [~~Beginning July 1, 2002, any public or private entity that~~
4 ~~provides a parking space reserved for persons with disabilities~~
5 ~~shall comply with this part and any administrative rules adopted~~
6 ~~under this part. A private entity that fails to comply with~~
7 ~~this section shall be fined not less than \$250 nor more than~~
8 ~~\$500 for each separate offense. Each day of violation shall~~
9 ~~constitute a separate offense. Any action taken to impose or~~
10 ~~collect any penalty provided for in this section shall be~~
11 ~~considered a civil action.] (a) Each county may adopt
12 ordinances to:~~

13 (1) Enforce the design and construction requirements
14 of this part, and any administrative rules adopted pursuant
15 to this part, pertaining to the provision of parking spaces
16 and access to parking spaces reserved for persons with
17 disabilities, including but not limited to the number,
18 location, design, and signage of these parking spaces; and

19 (2) Establish penalties for failure to comply with
20 the ordinances adopted pursuant to this section.

____.B. NO._____

1 (b) An official appointed by a county may enter the
2 property of places of public accommodation to enforce any
3 applicable ordinances adopted pursuant to this section.

4 (c) For the purpose of this section, "place of public
5 accommodation" shall have the same meaning as defined in section
6 489-2."

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

9 SECTION 4. This Act shall take effect on July 1, 2025.

10

11

INTRODUCED BY: _____

12

BY REQUEST

____.B. NO._____

Report Title:

Disabled Persons Parking

Description:

Authorizes each county to adopt ordinances to enforce the design and construction requirements for the provision of accessible parking spaces, including the establishment of penalties for failure to comply with the ordinance.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

A BILL FOR AN ACT

RELATING TO PARKING FOR DISABLED PERSONS.

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

1 SECTION 1. The legislature finds that the statewide
2 parking program for persons with disabilities, as established
3 under part III of chapter 291, Hawaii Revised Statutes, pursuant
4 to the federal Uniform System for Parking for Persons with
5 Disabilities, 23 C.F.R. 1235, and administered by the disability
6 and communication access board, provides individuals with
7 mobility disabilities the ability to travel and park in
8 accessible parking spaces. The purpose of this Act is to allow
9 a person with a removable windshield placard to be issued a
10 placard that is valid for a limited period to allow travel off
11 island.

12 SECTION 2. Section 291-51, Hawaii Revised Statutes, is
13 amended by adding a new definition to be appropriately inserted
14 and to read as follows:

15 "Disability Travel Placard" means a two-sided, hanger-
16 style placard issued under this part:

____.B. NO._____

1 (1) to a person with a disability who presents a proof of
2 travel; and

3 (2) That expires on the last day of the month following
4 the return date."

5 SECTION 3. Chapter 291, Hawaii Revised Statutes, is
6 amended by adding a new section to be appropriately designated
7 and to read as follows:

8 **"291- Issuance of Disability Travel Placard.** The issuing
9 agency shall issue one disability travel placard to an applicant
10 who has a valid removable windshield placard and presents a
11 completed form to be provided by the issuing agency along with a
12 copy of applicant's proof of travel. The placard shall expire
13 on the last day of the month following the return date."

14 SECTION 4. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 5. This Act upon its approval, shall take effect
17 on July 1, 2027.

18 INTRODUCED BY: _____

19 BY REQUEST

20

____.B. NO.____

Report Title:

Disabled Persons Parking

Description:

Establishes a travel placard to be issued to an existing permittee, thereby allowing them to park a vehicle at a Hawaii airport or port reserved accessible parking space and take their second placard with them for use at their destination.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

Fact check: No US law requires businesses to take cash, but local laws may mandate it



McKenzie Sadeghi

USA TODAY

The claim: It is unlawful for a business to refuse cash payments from customers; the business can be reported and reprimanded

A growing number of businesses have gone cashless amid the COVID-19 pandemic, bringing forth criticism and false claims online regarding the legality of digital transactions.

In response to the pandemic, the Centers for Disease Control and Prevention released guidance encouraging retailers to use touchless payment options, but not everyone is happy about the recent rise of electronic payments. Some social media users claim it is illegal to refuse cash payments.

A social media post claims that if cash is turned down by a store, then the debt is recognized as paid.

"Wal-Mart just told me they are not accepting cash. Asked for manager who told me same thing. Made her get her boss and a cop," reads another Facebook post from Aug. 8. "Showed them all a letter from a lawyer which says - not accepting 'legal tender' in the United States - the debt is considered paid. No legal recourse."

"IF THEY REFUSE UR CASH THAN (sic) THE DEBT IS CLEARED AND TAKE UR ITEMS AND LEAVE STORES REFUSING U.S. LEGAL TENDER CAN NOT PERSICUIT (sic) A PERSON IF THEY REFUSED TO TAKE CASH!"

a user posted to Facebook on July 21. " U.S. TREASURY LAW STATES IT IS UNLAWFUL TO REFUSE LEGAL TENDER ANY BUSINESS CAN ALSO BE REPORTED FOR REFUSING CASH AND REPRIMANDED!"

USA TODAY reached out to the users for comment.

There is no federal law prohibiting businesses from going cashless, however, some states have passed laws requiring businesses to accept cash.

No federal statute

The Federal Reserve indicates on its website that there is no federal statute mandating that a private business, person or organization must accept cash or coins as payment

"United States coins and currency (including Federal Reserve notes and circulating notes of Federal Reserve Banks and national banks) are legal tender for all debts, public charges, taxes, and dues," the Board of Governors of the Federal Reserve System says, citing 31 U.S.C. § 5103 which defines "legal tender."

The site further states that private businesses "are free to develop their own policies on whether to accept cash unless there is a state law that says otherwise."

The website of the Department of Treasury also explains that while all United States money identified as "Legal tender" is a valid, legal offer of payment for debts, there is no federal statute mandating that private businesses must accept cash or coins as a payment.

"For example, a bus line may prohibit payment of fares in pennies or dollar bills. In addition, movie theaters, convenience stores and gas stations may refuse to accept large denomination currency (usually notes above \$20) as a matter of policy," the Treasury's site says.

Some states, cities require businesses accept cash

States such as New Jersey, Massachusetts and Rhode Island have laws in place that prohibit businesses from banning cash. San Francisco and Philadelphia have also passed similar laws.

New York City will also join other cities in requiring businesses to accept cash starting Nov. 19. Businesses that fail to comply could face fines of up to \$1,000 for a first violation and \$1,500 for any violation after that.

However, some of the laws have exceptions. In New Jersey, parking facilities are exempted as well as car rental businesses, if they accept cashier's checks and certified checks.

"No retail establishment offering goods and services for sale shall discriminate against a cash buyer by requiring the use of credit by a buyer in order to purchase such goods and services. All such retail establishments must accept legal tender when offered as payment by the buyer," reads the Massachusetts Legislature website.

Massachusetts Attorney General Maura Healey has taken to Twitter to remind businesses that they must accept cash even during the pandemic.

"To the businesses that are refusing to accept cash during COVID-19 — I understand that essential businesses need to take extra precautions right now. But not everyone has a credit card, and consumers should not face economic barriers to accessing necessary goods and services," Healey tweeted.

Lauren Cox, a spokeswoman for Philadelphia Mayor Jim Kenney, told USA TODAY of the city's law banning cashless businesses that, "In a city with a 26% poverty rate, it is critical we do what we can to support equal opportunity for all residents."

Our rating: Partly false

There is no federal law requiring businesses to take cash, according to the U.S. Treasury and the Federal Reserve. However, some states and cities do require that businesses accept cash. Therefore, we rate this claim **PARTLY FALSE**, based on our research.