

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

Amendment and Compilation of Chapter 3-30,

Hawaii Administrative Rules

August 28, 2024

SUMMARY

1. §3-30-1 is amended.
2. A new 3-30-4.5 is added.
3. §3-30-8 is amended.
4. §3-30-12 is amended.
5. §3-30-13 is compiled.
6. Chapter 30 is compiled.

HAWAII ADMINISTRATIVE RULES

TITLE 3

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

CHAPTER 30

RULES GOVERNING PARKING ON STATE LANDS

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Historical Note: Chapter 30 of Title 3, Administrative Rules, is based substantially upon Rules and Regulations Governing the Parking on State Lands, Department of Accounting and General Services. [Eff 4/28/80; R 2/11/82; 10/1/91]

§3-30-1 Definitions. Unless the context otherwise indicates, as used in this chapter:

“Applicant” means an eligible employee or servicing agent who applies for parking accommodations in the manner prescribed by the provisions of this chapter;

“Assigned parking” means a specific marked parking space which is assigned to an eligible employee;

“Central Honolulu” is designated as the area generally located between Kalihi (Middle Street) to the west and Pawa (Punahou Street, Kalakaua Avenue, and Atkinson Drive) to the east;

“Comptroller” means the head of the department of accounting and general services of the State or the comptroller’s designated representative, the division head of the automotive management division;

“Department head” means the head of any of the executive state departments, the administrative director of the courts, the president of the senate, the speaker of the house of representatives, or the head of a legislative agency;

“Departmental parking coordinator” means the person who is designated by a department head or servicing agency and approved by the comptroller to perform the duties specified in this chapter;

“Disabled persons parking placard” means a distinguishing placard issued to a disabled person by a county upon certification of disability pursuant to chapter 11-219, or by a foreign jurisdiction and bearing the international symbol of accessibility;

“Eligible employee” means an officer or employee of the state government who is employed in a permanent position;

“Government agency” means an executive state department, the courts, the houses of the state legislature, or any of the agencies, boards, or commissions of such department, courts, or houses;

“Immediate family” includes husband, wife, father, mother, son, daughter, brother, and sister provided they share the same address as the permittee;

“Motor vehicle” shall include but not be limited to automobiles, trucks, and motorcycles;

“Parking control office” means the parking control office of the automotive management division of the department of accounting and general services;

“Parking facility” means a lot, garage, building, or structure, or combination or portion thereof, in which motor vehicles are temporarily parked;

“Parking space” means an area of space in a parking facility that is used for parking one motor vehicle at any time;

“Permanent position” means a position without time limitation or which is included in a department’s position ceiling as authorized in the general appropriations act, administrative directives or by specific language in other legislative acts;

“Permit” means bumper decals, a window decal, or a window placard;

“Permittee” means a person who has been granted a permit pursuant to this chapter;

“Qualified disabled person” means a disabled person who has been issued a “disabled persons parking placard”;

“Reserved parking” means the unassigned type of parking spaces which are reserved for eligible employees;

“Servicing agency” means an organization which provides nearly all of its services to state agencies or government employees, including but not limited to, credit unions servicing state employees and government employee unions;

“Servicing agent” means an employee of a servicing agency, or an independent contractor or consultant contracted by the State to perform work or services for a government agency, or a federal or county employee whose work site is an office of a state government agency;

“State” means the State of Hawaii; and

“State capitol complex” means the are of land within the boundaries of Vineyard Boulevard, Queen Emma-Alakea Street, Halekauwila Street, Punchbowl Street, Pohukaina Street, South-Alapai Street, Beretania Street, and Punchbowl Street to Vineyard Boulevard. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; am and comp 11/27/21; am and comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-2 Areas of state land involved. (a) The provisions of this chapter shall apply to areas of state land and under the jurisdiction of the comptroller which are specified on maps kept at the parking control office.

(b) Prior to recording any new parking areas on a map at the parking control office, the comptroller shall post at the site of the new parking area, a sign notifying the public of the date this chapter applies to the parking area. The sign shall be posted at least thirty calendar days prior to the date this chapter applies to the parking area. [Eff 2/11/82; 10/1/91; comp 8/31/96; comp 11/27/21, comp](Auth; HRS §107-11) (Imp: HRS §107-11)

§3-30-3 Application procedures. (a) An eligible employee or servicing agent seeking a parking permit who has been informed by their departmental parking coordinator that there is parking available for the employee or servicing agent shall obtain an application form from the parking control office or a place designated by the comptroller.

An applicant shall fully and accurately complete the form and shall provide all information requested by the comptroller including, but not limited to:

- (1) Name, telephone number, workplace address, and government agency;
- (2) Registered owner of motor vehicle[s];
- (3) Year, make, model, and license number of primary motor vehicle;
- (4) Year, make, model, and license number of secondary motor vehicle, if applicable;
- (5) Driver's license number and expiration date;
- (6) Current certificate of registration for the primary motor vehicle and, if applicable, for the secondary motor vehicle;
- (7) Proof of current no-fault insurance with the assignee listed on insurance policy for the primary motor vehicle and, if applicable, for the secondary motor vehicle;
- (8) Parking facility requested; and
- (9) Type of parking requested.

(b) Permits will not be issued if the application is incomplete, or the information above is expired, or invalid. Only one permit shall be issued to each applicant and the permit shall not be transferable except as otherwise provided. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; comp 11/27/21; comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-4 Assignment of parking. (a) The comptroller may allocate to government agencies or servicing agencies a given number of parking spaces or a specific quota of parking assignments to carry out the agencies' program, provided the need for the spaces or quotas is justified to the satisfaction of the comptroller.

- (1) After a government agency or servicing agency has been allocated certain number of parking spaces or a specific quota of parking assignments, the appropriate department head or servicing agency shall identify to the comptroller which applicants shall be assigned parking spaces within the allocation or quota. The Automotive Services Division Administrator will review the recommendations for disposition. Specially marked parking spaces may be assigned to legislators, judges, department heads, deputy department heads, and others.
- (2) The departmental parking coordinator shall maintain a priority waiting list and a regular waiting list for the non-allocated spaces for each parking facility and shall make these lists available to the comptroller on request.

- (A) Each list shall be maintained chronologically on the basis of the date that the name of the employee is placed on the list.
- (B) The priority waiting list may consist of the names of applicants based on the following factors:
 - (i) Position in state government;
 - (ii) Government agency's operational requirements;
 - (iii) Status as a qualified disabled person;
 - (iv) Need for a personal motor vehicle to carry out state business during the day; or
 - (v) Other unique factors which justify the assignment of a priority parking space.
- (C) Parking assignments shall be made by the departmental parking coordinator from the priority waiting list first and, after exhaustion of the priority waiting list, from the regular waiting list. Assignment from the regular waiting list shall be based upon the department's policies or procedures for parking assignments.
- (D) If an employee on the waiting list transfers employment to a different department, the applicant's name on the previous department's waiting list will be deleted and the applicant must request to have the applicant's name placed on the new department's waiting list.
- (E) If an employee on a departmental parking waiting list transfers employment to a different division or office within the same department, the employee's status on any parking waiting list of the department shall be determined in accordance with the policies or procedures of that department for parking assignments.
- (F) For a married couple, where each spouse has been working within the State Capitol Complex for ten years or more, the parking assignment may be transferred to the remaining spouse upon retirement or termination of the employment of the original assignee, provided that the remaining spouse continues state employment in the State Capitol Complex.
- (G) The comptroller may conduct inspections and utilization surveys to promote and enforce efficient utilization of parking in state facilities and may recapture for release or reallocation any unjustified parking spaces or quotas.

(b) A government agency having control and jurisdiction over a state-owned motor vehicle may submit a request to the comptroller to have the motor vehicle parked in a state parking facility. The request shall be honored by the comptroller when feasible and shall have priority over applicants' requests. The government vehicle parking space shall be included in the department or agency's allocation of parking spaces. A government agency having control and jurisdiction over a state-owned motor vehicle may also request overnight parking (garaging) for the vehicle. The government agency shall be liable for the payment of all applicable parking fees and rates imposed by this chapter. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; am and comp 11/27/21; comp] (Auth: HRS §107-11)
(Imp: HRS §107-11)

§3-30-4.5 Stall-Sharing criteria and restrictions. (a) Eligible employees or serving agents shall meet the following requirements to qualify for stall-sharing permits:

- (1) Each facility will have a designated number of stall-shares;
 - (2) A waitlist shall be created and managed by the parking coordinator when all of the designated shall-shares become occupied;
 - (3) Two participants, each with a valid driver's license and a registered motor vehicle, shall constitute a valid stall-share;
 - (4) One participant must currently have an assigned permanent parking permit that will be utilized when entering into a stall-sharing agreement. This participant shall be identified as the primary participant. The other individual shall be identified as the secondary participant;
 - (5) Each participant shall be required to complete and meet the requirements of a parking permit application;
 - (6) All Central Honolulu participants must have work sites within the State Capitol complex;
 - (7) All Maui participants must have work sites within the boundaries of E. Main Street, Market Street, Kaohu Street, and Aupuni Street;
 - (8) All Hilo participants must have work sites within the Hilo State Office Building; and The Lihue Courthouse, or the Lihue Health Center and Annex;
 - (9) All Kauai participants must have work sites within the Lihue State office Building, the Lihue Courthouse, or the Lihue Health Center and Annex.
- (b) The following restrictions shall apply to all stall-sharing:
- (1) All motor vehicles used by the participants shall be registered to the participants or to members of the participants' immediate family;

- (2) Permittees shall not be allowed to occupy other parking stalls in the event the assigned stall is occupied by the other authorized member of the stall-sharing agreement. In the event two permittees must be present at the facility at the same time, the secondary participant must pay for parking as a member of the public, park in the public sections of a facility that has public parking available and display the receipt on the dashboard of the vehicle.
- (3) Participants shall be required to park in the designated stall-share space at their assigned facility;
- (4) All parking fees shall be evenly divided amongst the stall-share permittees regardless of usage and shall be payroll deducted semi-monthly in advance.
- (5) The primary participant shall be responsible to find a secondary participant who must work in the same department as the primary participant and must be on the same parking waitlist for the facility where the primary participant parks their vehicle;
- (6) The primary and secondary participants will be responsible to make parking schedules/arrangements amongst each other; Once a primary participant enters into a stall share agreement, they can only stop sharing their stall due to schedule changes, operational needs, or if the primary or secondary participant cancels the stall share agreement.
- (7) If the primary participant cancels their stall-share agreement, the stall will be reassigned to the next employee on the stall-share parking waiting list. The stall does not automatically transfer to the secondary participant as an individual stall. The secondary participant would be removed from the parking stall but would retain their current place on the department's regular parking waiting list;
- (8) Stall-share participants are required to give at least 2 weeks' notice to their parking coordinator and DAGS Automotive Management Division before canceling a shared parking agreement. Cancelled parking agreements will end at the end of a pay period. Fees will not be prorated;
- (9) In the event the secondary participant cancels the shared parking agreement, and the primary participant would like to continue in a shared parking agreement, the primary participant will be responsible to find another qualified secondary participant (i.e. a secondary participant who is from the same department and currently on a parking waitlist for the same facility);
- (10) The primary participant will have a thirty-day grace period at their current stall-share rate to find a qualified secondary participant, If the primary participant is unable to find a qualified secondary participant within the thirty-day grace period the stall-sharing agreement will be terminate, and primary participant will be returned to the prior parking assignment and be charged the prevailing rate; and

§3-30-4.5

(11) Any abuse or non-compliance with the requirements of the stall-share permit will be subject to termination of the permit for both permittees.

(c) Interested, eligible employees or servicing agents shall complete stall-sharing application forms which are available at the parking control office.

(d) Applications shall be:

(1) Marked with the date and time received; and

(2) Recorded by the lot requested.

(e) Stall-share permits shall be given on a first-come, first-served basis per lot as stall-share spaces become available.

(f) The comptroller may make exceptions to the requirements of the section provided the exceptions are directed toward the objectives of promoting and encouraging the formation of stall-sharing. [Eff _____] (Auth: HRS §196011) (Imp: HRS §107-11)

§3-30-5 Repealed. [R 8/31/96]

§3-30-6 Repealed. [R 11/27/21]

§3-30-7 Unused parking spaces. Parking spaces allocated to a department or agency which remain after all waiting lists of the department or agency are exhausted shall be called unused parking spaces. To obtain maximum use of unused parking spaces, the comptroller may rent the spaces to others, including members of the public, who shall be bound by this chapter. The comptroller reserves the right terminate the rental agreements at any time. [Eff 2/11/82; 10.1.91; comp 8/31/96; comp 11/27/21, comp _____] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-8 Parking fees and rates. (a) The comptroller establishes and assesses the monthly fees and rates in the following Schedule A, entitled Monthly Permittee Parking Rates, for day and night permittee parking on state lands, under the comptroller's jurisdiction and which are specified on maps kept on file at the parking control office. Rates set under Schedule A and Schedule B may be changed to meet operational requirements with posted 30-day notice.

SCHEDULE A

Monthly Permittee Parking Rates

		Effective 7/1/22
(1)	Oahu, Central Honolulu	
	(A) Covered Assigned	\$70
	(B) Covered Reserved	\$60
	(C) Covered Tandem Assigned	\$55
	(D) Covered Tandem Reserved	\$50
	(E) Covered Stall-Sharing	\$70
	(F) Uncovered Assigned	\$45
	(G) Uncovered Reserved	\$40
	(H) Uncovered Tandem	\$30
	(I) Uncovered Stall-Sharing	\$45
	(J) Motorcycle	\$20
(2)	Oahu, Outside Central Honolulu	
	(A) Covered Assigned	\$45
	(B) Covered Reserved	\$40
	(C) Covered Stall-Sharing	\$45
	(D) Uncovered Assigned	\$35
	(E) Uncovered Reserved	\$30
	(F) Uncovered Stall-Sharing	\$35
	(G) Motorcycle	\$15
(3)	Neighbor Islands	
	(A) Covered Assigned	\$40
	(B) Covered Reserved	\$35
	(C) Covered Stall-Sharing	\$40
	(D) Uncovered Assigned	\$30
	(E) Uncovered Reserved	\$25
	(F) Uncovered Stall-Sharing	\$30
	(G) Motorcycle	\$15

(b) Monthly fees shall be paid in advance by permittees on a semi-monthly basis without notice or demand. Permittees shall pay their fees through payroll deduction, unless cash payments are authorized by the comptroller. Failure to pay monthly fees on time shall be grounds for revocation of parking permits. Cash payments, if authorized by the

comptroller, shall be for the entire monthly fee and are due on the first day of the month, provided that a permittee's account shall be considered delinquent and the permit may be revoked if payment is not made by the sixth day of the month.

(c) Unless otherwise specified, permits allow parking in the parking facility designated by the permit between the hours of 7:00 a.m. and 5:00 p.m. on weekdays. If parking times are specified, parking is allowed only during the times specified, dates specified, or both.

(d) The hourly rates for public parking on state lands under the comptroller's jurisdiction shall be as designated in the following Schedule B, entitled Public Hourly Parking Rates. There shall be a maximum parking time limit of up to four continuous hours per day per stall for individually metered stalls, varied by restrictions enforced by different lots, except for stalls designed by the comptroller for four-hours maximum time limit.

SCHEDULE B

Public Hourly Parking Rates

- (1) Oahu, Central Honolulu
 - (A) Metered stalls: \$2.00 per hour for the first two hours provided that in those certain designated metered stalls \$2.00 per one-half hour thereafter for a maximum of four hours. Parking time limit is enforced all days. Longer time may be authorized by Automotive Management Division.
 - (B) Pay Station stalls: \$1.00 for the first half hour, fifty cents for each fifteen minutes thereafter up to two hours and \$1.00 each fifteen minutes over two hours for a maximum of four hours. Parking time limit is enforced all days. Longer time may be authorized by Automotive Management Division.
- (2) Oahu, Outside Central Honolulu
 - Metered Stalls: \$1.00 per hour for a maximum of two hours
- (3) Neighbor Islands
 - Metered stalls: \$1.00 per hour for a maximum of two hours.
 - (e) The comptroller may establish a flat rate of not less than the hourly public parking rate for after hour parking at attendant stalls.
 - (f) There shall be a thirty-dollar (\$30.00) charge per day for a lost ticket at all controlled stalls. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; am and comp 11/27/21; am and comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-9 Parking decals, placards, and permits. (a) An appropriate parking decal, placard, or permit shall be properly displayed in or on the motor vehicle in

accordance with the comptroller's instructions. The comptroller may waive the "immediate family" requirement. Only one of the recorded motor vehicles shall be allowed to park in an assigned parking facility at any given time. A temporary parking permit issued by the comptroller shall have an expiration date stipulated on the permit.

(b) The comptroller may provide special parking decals or identification to department heads or deputy department heads, authorizing them to park in specific areas under the jurisdiction of the comptroller to conduct official state business.

(c) In the event a permittee disposes of a motor vehicle for which a decal, placard, or permit has been issued, no new parking decal, placard, or permit shall be issued for a new vehicle until the old decal, placard, or permit is surrendered to the parking control office.

(d) Any person parking in a space designated and marked as a disabled person's parking space shall prominently display a disabled persons parking placard either on the dashboard or visor, so that the placard is visible through the front windshield. The placard shall not be used by anyone other than the qualified disabled person to whom the placard has been issued, unless it is being used in connection with the transportation of a qualified disabled person. [Eff 2/11/892; 10/1/91; am and comp 8/31/96; am and comp 11/27/21; comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-10 Repealed. [R 8/31/96]

§3-30-11 Cancellation of parking assignments. A permittee who wishes to cancel a parking permit shall notify the parking control office at least twenty calendar days in advance of the cancellation date, fill out appropriate cancellation forms, and submit issued decals, placards, or permits or evidence that the decals placards, or permits have been destroyed. The cancellation shall become effective on the fifteen day of the month or the last day of the month. Noncompliance with the notice requirement shall result in forfeiture of any refund due. [Eff 2/11/82; 10/1/91; comp 8/31/96; comp 11/27/21; comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-12 Cancellation of parking permit upon change of work site. A parking permit for a facility within the State Capitol Complex shall be cancelled if the

permittee's work site changes to a work site outside the State Capitol Complex. If, within a six-month period, a permittee whose parking permit was so cancelled is reassigned to a work site within the State Capitol Complex the permittee may be given preference in parking assignments. If a stall-share secondary participant's work site has changed from inside to outside the State Capitol Complex, the primary participant in the stall-share may, pursuant to section 3-30-6(b)(10) and the time limitation set forth in section 3-30-6(b)(11), find a new secondary participant. If a stall-share primary participant's work site has changed from inside to outside the State Capitol Complex, the parking permit for a lot inside the State Capitol Complex for both stall-share permittees shall be terminated. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; am and comp 11/27/21; am and comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-13 Cancellation of parking for official leave of absence.

(a) A permittee or a stall-share participant going on an official leave of absence for four months or longer shall either request temporary cancellation or permanent cancellation of the parking permit. Requests for cancellation shall be processed through the responsible department head or servicing agency and shall be effective on the fifteenth of the month or the last day of the month in which the leave commences. Recognized types of official leaves of absences shall include sabbatical leaves, childcare leaves, military leaves including absences due to emergency call to active duty, and other extended leaves as may be approved by the comptroller.

(b) An eligible employee or servicing agent who has requested temporary cancellation of a parking permit shall be given preference before those on the priority waiting list for assignment of a parking permit for the same area for which parking had been previously assigned. If the eligible employee or servicing agent reapplies for the parking in the area. If reapplying for parking the eligible employee or servicing agent shall submit their name and any other required information to the parking control office prior to returning from leave.

(c) If a secondary stall-share participant requests temporary cancellation of a stall-share agreement, the primary participant in the stall-share may, pursuant to section 3-30-6(b)(10) and the time limitation set forth in section 3-30-6(b)(11), find a new secondary participant. If a primary stall-share participant requests a temporary cancellation of the stall-share agreement, the parking permit for both stall-share permittees shall be terminated.

(d) A permittee or a stall-share participant going on official leave of absence of less than four month shall not be entitled to request a cancellation, nor may the

permittee assign, rent, or sublet the parking assignment during the leave of absence without the consent of the comptroller. If the permittee wishes to retain the parking assignment, the permittee shall pay the parking fee or rate by continued payroll deduction or shall arrange with the parking control office to pay the parking fee in cash on a monthly basis at least two weeks in advance of the date the payment is due. [Eff 2/11/82; 10/1/91; comp 8/31/96; am and comp 11/27/21; am and comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-14 Special function and minimal parking permits.

(a) The comptroller may issue special parking permits to meet specific needs of government agencies and servicing agencies to promote and expedite government efficiency.

(1) Special function or other authorized temporary parking permits may be issued to state departments for a fee for participants attending special meetings, conferences, seminars, training sessions, and other state functions. If the scheduled function is within the State Capitol Complex, only participants who have work sites outside the State Capitol Complex shall be provided with temporary parking permits. These temporary parking permits shall be valid only in the lot and for the hour(s) and date(s) specified on the permits. Requests for these permits shall be made as follows:

- (A) Written requests on a form specified by the comptroller shall be prepared by the sponsoring agency and submitted to the parking control office at least three working days in advance but not earlier than one month prior to the scheduled function;
- (B) Requests shall state the reason or purpose for the request, the date, time, and location of the function, the lot where parking is desired, and the number of motor vehicles to be accommodated;
- (C) All requests shall be approved by the respective department head or designated staff member of the requesting agency;
- (D) State agencies that require special function parking permit(s) as part of their operational requirements or due to heavy schedules for meetings, conferences, seminars, training sessions, and other related functions may be assessed for parking through a validation system payable on a monthly basis. The parking fee shall be fifty per cent of the public rate for the time each participant's vehicle is parked. Parking fees may be waived by the comptroller based on request frequency, the number of vehicles involved, and other factors.

- (2) Minimal parking permits may be issued to parking permittees, state employees, and equipment service personnel for a minimal time only and shall be valid only in the lot, date(s), and time(s) specified on the permits. Minimal parking permits shall be issued for the following reasons:
 - (A) Permittee is required to use a loaner vehicle due to emergency repairs to a motor vehicle. Permits shall be issued for a maximum of five business days. Longer time may be approved by Automotive Management Division Administrator;
 - (B) New permittee is in the process of receiving vehicle decal, placard, or permit. Permits shall be issued for a maximum of five business days. Longer time may be approved by Automotive Management Division Administrator;
 - (C) Permittee is applying for new decal(s) due to transfer of lots, purchase of a new motor vehicle, or replacing a bumper. Permits shall be issued for a maximum of five days. Longer time may be approved by Automotive Management Division Administrator;
 - (D) Permittee is in the process of canceling parking permit. Permits may be issued until the effective date of cancellation;
 - (E) Employee requires temporary parking accommodations due to the employee's physical or medical conditions. A physician's report may be required.
 - (F) Equipment service personnel are servicing or repairing office machines, air conditioner units, elevators, or other similar types of equipment. Permits shall be issued for a maximum of five business days.

(b) The comptroller may issue special parking permits to other persons and organizations as the comptroller deems necessary to meet operational requirements of state agencies. The comptroller may also determine payments for such special permits in the best interest of the State.

(c) Misuse or abuse of parking permit privileges may result in a parking citation, tow away action, revocation of permit or other penalty allowed by this chapter. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; am and comp] (Auth: HRS § 107-11) (Imp: HRS § 107-11)

§3-30-15 Use of metered stalls and other designated public parking stalls.

The comptroller may designate metered public parking, loading, and other designated public stalls. Metered stalls and other designated public parking stalls under the jurisdiction of the comptroller are designed to meet the parking needs of:

- (1) The general public to conduct official business with state agencies and servicing agencies;
- (2) Government employees driving motor vehicles with state, city and county, or federal government fleet license plates provided parking is limited to a two-hour time limit;

(3) Participants attending special meetings, conferences, seminars, and training sessions who have been issued special function permits; and

(4) Persons with authorized permits. [(Eff 2/11/82; 10/1/91; am and comp 8/31/96; comp 11/27/21; comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-16 Power to change and restrict parking assignments and spaces.

The comptroller reserves the right to:

(1) Review, modify, change, or restrict parking assignments during legislative sessions or at other times to promote governmental efficiency and public convenience; and

(2) Change the number of parking space for all types of parking based on the availability and demand for respective types of parking, without public notice. [Eff 2/11/82; 10/1/91; comp 8/31/96; comp 11/27/21; comp (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-17 General rules. (a) All official signs and pavement markings shall be observed. All signs and pavement markings posted on state lands designated to be under the jurisdiction of the comptroller shall be official signs.

(b) Parking shall be permitted only in areas marked and specified for parking. No permittee without a valid, properly displayed parking decal, permit, or placard shall park in any parking area under the jurisdiction of the comptroller.

(c) No permittee shall sublet, subrent, transfer, or assign a parking space, assignment, or permit to any person.

(d) Parking is prohibited in areas marked with a red curb. Parking in areas marked with a yellow curb is only permitted with an authorized permit.

(e) A parking decal or permit issued to a permittee shall be valid only in the designated lot or area, for the hours specified on the permit or approved by Automotive Management Division.

(f) This chapter shall be in effect twenty-four hours daily throughout the year.

(g) The state shall not be responsible or liable for fire, theft, or damage to motor vehicles or contents therein when the motor vehicles are parked or operated in the parking facilities under the comptroller's jurisdiction.

(h) Any motor vehicle may be removed at the expense of the registered owner or permittee if it is parked in violation of this chapter.

(i) In any proceeding involving the violation of this chapter, the license number attached to a motor vehicle involved in a violation shall constitute prima facie evidence of the motor vehicle's owner. It shall be assumed that the registered owner of the motor vehicle was the person who parked the motor vehicle at the point where, and during the time when, the violation occurred.

(j) All persons who are provided parking permits pursuant to this chapter shall:

- (1) Maintain a driver's license during the life of the permit;
- (2) Possess a current certificate of registration for all motor vehicles covered by the permit; and
- (3) Maintain no-fault insurance for all motor vehicles covered by the permit.

(k) Parking is only permitted during business hours of the agency not to exceed one twenty-four hour period at a time. Overnight parking exceeding twenty-four hours must be pre-approved by the Automotive Management Division Administrator.

(l) Violation of the conditions under which the permit is issued falsification of requested information, or the cancellation or the expiration of vehicle licensing, registration, and insurance requirements shall result in the cancellation of the permit. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; am and comp 11/27/23; comp] (Auth: HRS §107-11) (IMP: HRS §107-11)

§3-30-18 Enforcement. This chapter shall be enforced by employees of the department of accounting and general services who are duly deputized by the comptroller pursuant to section 107-11, Hawaii Revised Statutes. [Eff 2/11/82; 10/1/91; comp 11/27/21; comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

§3-30-19 Violations and penalties. (a) Vehicles parked in expired metered stalls or vehicles parked more than the specified time limit shall receive citations and fines as state in the following county ordinances, relative to the county in which the violation occurred:

- (1) Honolulu Chapter 15 Traffic and Vehicles, City and County of Honolulu;
- (2) Maui Title 10, Article 10 County of Maui
- (3) Hawaii Chapter 24, Article 8, Vehicles And Traffic, County of Hawaii; and
- (4) Kauai Chapter 16, Traffic Code, County of Kauai

In addition, vehicles in violation of the above ordinances may be subject to removal as provided in section 3-30-17(h).

(b) Vehicles parked in prohibited or unauthorized parking areas or without proper decals or permits shall receive citations and fines as slated in the following county ordinances, relative to the county in which the violation occurred:

- | | | |
|-----|----------|--|
| (1) | Honolulu | Chapter 15 Traffic and Vehicles,
City and County of Honolulu; |
| (2) | Maui | Title 10, Article 10
Maui Traffic Code, County of Maui |
| (3) | Hawaii | Chapter 24, Article 8, Vehicles
And Traffic County of Hawaii; and |
| (4) | Kauai | Chapter 16, Traffic Code,
County of Kauai |

In addition, vehicles in violation of the above may be subject to removal as provided in section 3-30-17(h).

(c) Persons committing violations of this chapter other than as specified in subsections (a) and (b), may be fined not more than \$50 for each violation. In addition, the comptroller may suspend or revoke the parking assignments and permits of any permittee or permanently remove the name of any applicant from any waiting list for violating this chapter. Failure to pay fines or delinquent payments of parking fines may also result in the revocation of parking permits and the removal of an applicant's name from any waiting list for a parking permit. [Eff 2/11/82; 10/1/91; am and comp 8/31/96; comp 11/27/21; comp]
(Auth: HRS §107-11j) (Imp: HRS §107-11)

§3-30-20 Appeals. (a) Any person whose parking assignment has been suspended or revoked, or whose name has been removed from the waiting list by the comptroller, may appeal that decision to the comptroller within five business days after receiving notice of such decision.

(b) Any person who has received a parking citation for violations other than those set forth in section 3-30-19(a) and (b), may appeal the citation by completing an appeals form at the parking control office within three business days from receipt of the citation. [Eff 2/11/82; 10/1/91; comp 8/31/96; am and comp 11/27/21; comp] (Auth: HRS §107-11) (Imp: HRs §107-11)

§3-30-21 Repeal of rules. All rules of the department of accounting and general services relating to parking which took effect on October 1, 1981 are repealed. [Eff 2/11/82; 10/1/91; comp 11/27/21; comp] (Auth: HRS §107-11) (Imp: HRS §107-11)

Amendments to and compilation of chapter 3-30, Hawaii Administrative Rules, on the Summary page dated August 28, 2024, were adopted on _____, following a public hearing held on July 22, 2024, after public notices are given in The Honolulu Advertiser, Hawaii Tribune-Herald, West Hawaii Today, Maui News and The Garden Island on June 16, 2024.

These rules shall take effect ten days after filing with the Office of the Lieutenant Governor.

Keith A. Regan, Comptroller
Department of Accounting
and General Services

APPROVED AS TO FORM

Deputy Attorney General