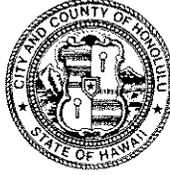


DEPARTMENT OF CUSTOMER SERVICES
CITY AND COUNTY OF HONOLULU
530 SOUTH KING STREET, ROOM 302-A, HONOLULU, HAWAII 96813
TELEPHONE: (808) 768-3392 FAX: (808) 768-3750
<http://www.honolulu.gov>

MUFI HANNEMANN
MAYOR



DANA TAKAHARA-DIAS
Acting Director

HUBERT P. MINN
Deputy Director

August 11, 2008

RECEIVED

AUG 11 11 10 AM '08

CITY CLERK
HONOLULU, HAWAII

The Honorable Barbara Marshall, Chair
and Members
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawaii 96813

Dear Chair Marshall and Councilmembers:

The Department of Customer Services would like to request City Council approval of the attached proposed amendments to Chapter 41, Article 16, Relating to Permit and License Fees for Driving Motor Vehicles. The Department of Corporation Council has approved the amendments as to form and legality (see attachment.)

Act 50 of the Session Laws of Hawaii, Regular Session 2008, increases the driver license period for applicants 25 through 71 years of age from six years to eight years, establishes a four-year license for applicants 24 years of age or younger, and allows the issuance of driver licenses for less than 2 years. This bill establishes the fee for driver licenses based on \$3.00 per year, or fraction thereof, of the driver license term.

Should you have any questions, please call me at 768-3394.

Sincerely,

Handwritten signature of Hubert P. Minn in cursive script.

Hubert P. Minn
Deputy Director

APPROVED:

Handwritten signature of Wayne M. Hashiro in cursive script.

Wayne M. Hashiro, P.E.
Managing Director



A BILL FOR AN ORDINANCE

A BILL FOR AN ORDINANCE TO AMEND CHAPTER 41, ARTICLE 16, OF THE REVISED ORDINANCES OF HONOLULU, 1990, RELATING TO PERMIT AND LICENSE FEES FOR DRIVING MOTOR VEHICLES

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to establish the fee for issuance of driver licenses.

SECTION 2. Section 41-16.1, Revised Ordinances of Honolulu 1990, is hereby amended to read as follows:

"Sec. 41-16.1 Definitions.

As used in this article, unless the context otherwise requires:

"Act 72" means Act 72 of the Session Laws of Hawaii, Regular Session 2005.

"Act 214" means Act 214 of the Session Laws of Hawaii, Regular Session 1967.

"Driver's license" means a license authorizing a person to operate the category of motor vehicles specified in HRS Section 286-102.

"Duplicate" means an instruction permit or driver's license issued to replace one that is lost, destroyed or illegible.

["Four-year license" means an original driver's license or renewal thereof, which upon issuance is effective for a period of four years, unless sooner revoked or suspended.]

"Instruction permit" means the permit referred to in HRS Section 286-110.

"Original license" means the first driver's license, other than a reissuance of a driver's license, issued to a person pursuant to Act 214.

"Part VI" means Part VI of Act 214 of the Session Laws of Hawaii, Regular Session 1967.

"Provisional license" means a driver license issued to a person pursuant to Act 72.

"Reissuance of a driver's license" means the first license issued pursuant to Act 214 to a person who holds, as of the effective date of Act 214, a driver's license issued pursuant to Part VI of HRS Chapter 286, as amended.

"Renewal" means any driver's license issued to the same person subsequent to an original license or to the same person subsequent to the reissuance of a driver's license.

["Six-year license" means an original driver's license or renewal thereof, which upon issuance is effective for a period of six years, unless sooner revoked or suspended.

"Two-year license" means an original driver's license or renewal thereof, which upon issuance is effective for a period of two years, unless sooner revoked or suspended.]



A BILL FOR AN ORDINANCE

SECTION 3. Section 41-16.2, Revised Ordinances of Honolulu 1990, is hereby amended to read as follows:

“Sec. 41-16.2 License and permit fees.

(a) The issuance, reissuance or renewal of a driver's license shall be [subject to the payment of a fee by the licensee in accordance with the following schedule:

- (1) Reissuance of six-year driver's license: \$18.00.
- (2) Original six-year driver's license: \$18.00.
- (3) Renewal of six-year driver's license: \$18.00.
- (4) Reissuance of four-year driver's license: \$12.00.
- (5) Original four-year driver's license: \$12.00.
- (6) Renewal of four-year driver's license: \$12.00.
- (7) Reissuance of two-year driver's license: \$6.00.
- (8) Original two-year driver's license: \$6.00.
- (9) Renewal of two-year driver's license: \$6.00.
- (10) Issuance of a provisional driver's license: \$3.00 per year.] \$3.00 per year or fraction thereof.

(b) The issuance of an instruction permit or any renewal thereof shall be subject to the payment of a fee of \$5.00.

(c) The issuance of a duplicate permit or license shall be subject to the payment of a fee of \$5.00.

(d) The reinstatement fee for a suspended or revoked current or expired license shall be \$20.00.

(e) The fee for the category type one, two or three road test given to applicants shall be \$8.00 for each test and is in addition to all other fees enumerated in this section. The fee shall be paid before the road test is administered and may be refunded only if the applicant does not begin the road test. Failure to pass the road test shall not be grounds for a refund.

(f) There shall be established a road test reservation fee for each road test reservation made by an applicant. The road test reservation fee shall be the same as the fee established in subsection (e) and shall be paid by the applicant before the reservation is made. This fee shall be applied to the payment of the road test fee. If an applicant fails the road test, fails to appear, appears late, or cancels a reservation, the road test reservation fee shall be forfeited.

(g) There shall be established a test fee of \$2.00 for each written or machine examination and \$10.00 for each oral examination taken by applicants. Failure to pass the examination shall not be grounds for a refund.



A BILL FOR AN ORDINANCE

SECTION 4. Ordinance material to be repealed is bracketed. New Material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets, the bracketed material or the underscoring.

SECTION 5. This ordinance shall take effect on November 3, 2008.

INTRODUCED BY:

DATE OF INTRODUCTION:

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20 _____.

MUFU HANNEMANN, Mayor
City and County of Honolulu

Approved by the Governor

on APR 30 2008

THE SENATE
TWENTY-FOURTH LEGISLATURE, 2008
STATE OF HAWAII

ACT 050

S.B. NO. 3240
S.D. 1
H.D. 2

A BILL FOR AN ACT

RELATING TO MOTOR VEHICLE DRIVER'S LICENSE.

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

1 SECTION 1. Chapter 286, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§286- Expiration of licenses; out-of-country active
5 duty military personnel. Notwithstanding section 286-106, the
6 expired driver's license of a member of any component of the
7 United States armed forces who is on active federal service and
8 whose driver's license expired while deployed outside the United
9 States, shall remain valid for ninety days after the service
10 member's return to the United States."

11 SECTION 2. Section 286-106, Hawaii Revised Statutes, is
12 amended to read as follows:

13 "§286-106 Expiration of licenses. Every driver's license
14 issued under this part, except for a provisional license issued
15 under section 286-102.6 which shall expire on the date of the
16 provisional licensee's nineteenth birthday, whether an original
17 issuance or a renewal, shall expire on the first birthday of the
18 licensee occurring not less than [ei*] eight years after the

SB3240 HD2 HMS 2008-3461



1 date of the issuance of the license, unless sooner revoked or
2 suspended; provided that the license shall expire on the first
3 birthday of the licensee occurring not less than four years
4 after the date of issuance if at the time the licensee is
5 twenty-four years of age or younger; provided further that the
6 license shall expire on the first birthday of the licensee
7 occurring not less than two years after the date of the issuance
8 of the license if at that time the licensee[+

9 ~~(1) Is] is~~ is seventy-two years of age or older ~~[+ or~~

10 ~~(2) Exhibits a physical condition or conditions that the~~
11 ~~examiner of drivers reasonably believes has impaired~~
12 ~~the driver's ability to drive, unless the licensee:~~

13 ~~(A) Obtains a certificate from a licensed physician~~
14 ~~that the licensee's physical condition or~~
15 ~~conditions do not impair the licensee's ability~~
16 ~~to drive; or~~

17 ~~(B) Is able to correct the physical impairment, or is~~
18 ~~able to drive safely by using a vehicle adapted~~
19 ~~to overcome the physical impairment to the~~
20 ~~satisfaction of the examiner of drivers].~~

21 The examiner of drivers may issue a license for a shorter
22 period if the licensee has a physical condition or conditions

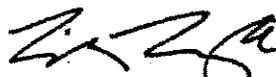


1 that the examiner of drivers reasonably believes may impair the
2 driver's ability to drive."

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

5 SECTION 4. This Act shall take effect upon its approval;
6 provided that Section 2 shall take effect on November 3, 2008;
7 provided further that the amendments made to section 286-106,
8 Hawaii Revised Statutes, by this Act shall not be repealed when
9 that section is reenacted on January 9, 2011, pursuant to
10 section 15 of Act 72, Sessions Laws of Hawaii 2005.

APPROVED this 30 day of APR, 2008


GOVERNOR OF THE STATE OF HAWAII

