



A BILL FOR AN ORDINANCE

A BILL FOR AN ORDINANCE TO AMEND CHAPTER 41, ARTICLE 17 OF THE REVISED ORDINANCES OF HONOLULU, 1990, RELATING TO MOTOR VEHICLE WEIGHT TAX.

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

SECTION 1. Purpose. The purpose of this ordinance is to increase the motor vehicle weight tax.

SECTION 2. Section 41-17.1, Revised Ordinances of Honolulu 1990, is hereby amended to read as follows:

**"Sec. 41-17.1 Vehicle weight tax.**

- (a) The rate and the minimum tax at which all vehicles and motor vehicles shall be taxed as provided by HRS Section 249-2, as amended, shall be as provided in subsections (b), (c), (d) and (e).
- (b) Motor Vehicles Designed Primarily for the Purpose of Carrying Passengers. The rate for motor vehicles designed primarily for carrying passengers shall be: [three cents per pound of the net weight of such vehicles.]

<u>Cents per pound of vehicle</u>	<u>Effective date</u>
<u>net weight</u>	<u>January 1, 2010</u>
<u>4.0</u>	<u>January 1, 2011</u>
<u>5.0</u>	

This category shall include, but is not limited to, motor vehicles primarily designed to carry passengers, buses, ambulances and hearses.



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- (c) (1) Trucks or Noncommercial Motor Vehicles Having a Net Weight of 6,500 Pounds or Less. The rate for trucks and noncommercial motor vehicles having a net weight of 6,500 pounds or less and which are not being operated for compensation or commercial purposes shall be: [three cents per pound of the net weight of such vehicles.]

Cents per pound of vehicle

net weight

4.0

5.0

Effective date

January 1, 2010

January 1, 2011

The owner of such truck or noncommercial motor vehicle who desires to have such vehicle taxed at the rate provided in this subdivision shall comply with the requirements in subdivision (2).

- (2) For original registration under this category, the owner shall:
- (A) File an application with the director of finance for registration of a noncommercial motor vehicle;
  - (B) Register the vehicle under an individual's name, or if the vehicle is leased, provide proof that the vehicle is leased to an individual and not to a company; and
  - (C) Pay the applicable weight tax and registration fees.

When the vehicle is currently registered as a commercial vehicle and the owner wishes to reclassify the vehicle under this category, the owner shall, in addition to the above, also surrender the vehicle's current certificate of registration and license plates.



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When the owner has complied with the foregoing requirements, and has paid the applicable fees, the director of finance shall issue a set of passenger vehicle license plates, emblem and a new certificate of registration.

- (d) Trucks or Commercial Vehicles. The rate for trucks, commercial vehicles and other vehicles designed for carrying property or for purposes other than the carrying of passengers shall be: [three and one-half cents per pound of the net weight of such vehicles.]

<u>Cents per pound of vehicle</u>	<u>Effective date</u>
<u>4.5</u>	<u>January 1, 2010</u>
<u>5.5</u>	<u>January 1, 2011</u>

This category shall include, but is not limited to, trucks, truck tractors and road tractors, trailers and semi-trailers; provided, that trucks and noncommercial vehicles that qualify under subsection (c) are exempted from this category.

- (e) Minimum Tax. The minimum tax assessed and collected by reason of this section shall in no case be less than \$12.00."

SECTION 3. 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.



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SECTION 4. This ordinance shall take effect upon approval.

INTRODUCED BY:

[Signature] (br)

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\_\_\_\_\_

DATE OF INTRODUCTION:

MAR 2 2009

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

[Signature]  
Deputy Corporation Counsel

APPROVED this 26<sup>th</sup> day of June, 20 09.

[Signature]  
MUFI HANNEMANN, Mayor  
City and County of Honolulu

CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
CERTIFICATE

ORDINANCE 09-15

BILL 20 (2009)

Introduced: 03/02/09 By: TODD APO (BR)

Committee: BUDGET

Title: A BILL FOR AN ORDINANCE TO AMEND CHAPTER 41, ARTICLE 17 OF THE REVISED ORDINANCES OF HONOLULU, 1990, RELATING TO MOTOR VEHICLE WEIGHT TAX.

Links: [BILL 20 \(2009\)](#)  
[CR-141](#)  
[CR-195](#)

NOTE: COUNCILMEMBER BARBARA MARSHALL PASSED AWAY ON SUNDAY, FEBRUARY 22, 2009. ALTHOUGH THERE IS A VACANCY, THE COUNCIL CONTINUES TO OPERATE IN ACCORDANCE WITH THE 9 MEMBERS IT IS ENTITLED TO PURSUANT TO SECTION 3-102, REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973, AS AMENDED. HOWEVER, THE CERTIFICATE WILL NOT REFLECT THE VACANCY ON THE VOTE RECORDED FOR THIS ITEM.

PUBLISH	03/14/09	PUBLIC HEARING NOTICE OF INTENT PUBLISHED IN THE HONOLULU STAR BULLETIN.									
COUNCIL	03/18/09	BILL PASSED FIRST READING AND REFERRED TO BUDGET COMMITTEE.									
		APO	Y	BAINUM	Y	CACHOLA	Y	DELA CRUZ	Y	DJOU	Y
		GARCIA	Y	OKINO	Y	TAM	Y				
PUBLISH	04/11/09	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR BULLETIN.									
BUDGET	04/13/09	CR-141 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.									
COUNCIL/PUBLIC HEARING	04/22/09	CR-141 WAS ADOPTED. BILL 20 (2009) PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO BUDGET COMMITTEE.									
		APO	Y	BAINUM	Y	CACHOLA	Y	DELA CRUZ	Y	DJOU	A
		GARCIA	Y	OKINO	Y	TAM	Y				
PUBLISH	04/28/09	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR BULLETIN.									
		NOTE: IKAIKA ANDERSON WAS SWORN IN AND TOOK OFFICE AS A MEMBER OF THE HONOLULU CITY COUNCIL ON THURSDAY, MAY 14, 2009 REPRESENTING DISTRICT III.									
SPECIAL BUDGET	05/18/09	CR-195 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.									

NOTE: COUNCILMEMBER DUKE BAINUM PASSED AWAY ON TUESDAY, JUNE 9, 2009. ALTHOUGH THERE IS A VACANCY, THE COUNCIL CONTINUES TO OPERATE IN ACCORDANCE WITH THE 9 MEMBERS IT IS ENTITLED TO PURSUANT TO SECTION 3-102, REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973, AS AMENDED. HOWEVER, THE CERTIFICATE WILL NOT REFLECT THE VACANCY ON THE VOTE RECORDED FOR THIS ITEM.

COUNCIL	06/10/09	CR-195 ADOPTED AND BILL 20 (2009) PASSED THIRD READING.							
ANDERSON	Y	APO	Y	CACHOLA	N	DELA CRUZ	N	DJOU	N
GARCIA	Y	OKINO	Y	TAM	Y				

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.

Bernice K. N. Mau  
BERNICE K. N. MAU, ACTING CITY CLERK

Todd R. APO  
TODD R. APO, CHAIR AND PRESIDING OFFICER