



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

GOV. MSG. NO. **751**

June 22, 2006

The Honorable Robert Bunda, President
and Members of the Senate
Twenty-Third State Legislature
State Capitol, Room 003
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

This is to inform you that on June 22, 2006, the following bill was signed into law:

HB1809 HD2 SD2 CD1

A BILL FOR AN ACT RELATING TO
MOTOR VEHICLE DRIVER'S LICENSE.
(ACT 221)

Sincerely,

A handwritten signature in black ink, appearing to read "L. Lingle".

LINDA LINGLE

HOUSE OF REPRESENTATIVES
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

H.B. NO. 1809
H.D. 2
S.D. 2
C.D. 1

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. Section 286-107, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§286-107 License renewals; procedures and requirements.**

4 (a) The examiner of drivers may accept an application for a
5 renewal of a driver's license made not more than six months
6 prior to the date of expiration.

7 If, however, the renewal is not applied for within ninety
8 days after the expiration of the license, the applicant for
9 renewal shall be treated as an applicant for a new license and
10 examined as provided in section 286-108.

11 (b) Except as otherwise provided in subsection (c), an
12 applicant for a renewal of a driver's license under this
13 section, or the reactivation of an expired license under section
14 286-107.5(a), shall appear in person before the examiner of
15 drivers and the examiner of drivers shall administer such
16 physical examinations as the state director of transportation
17 deems necessary to determine the applicant's fitness to continue
18 to operate a motor vehicle.

HB1809 CD1 HMS 2006-3664



1 (c) Any person who holds a category (1), (2), or (3)
2 license issued under this part who is unable to appear in person
3 before the examiner of drivers to apply for a renewal of the
4 driver's license, may, if the person is not disqualified from
5 renewing the license under subsection (a) ~~[7]~~ except as provided
6 under subsection (h), apply for a renewal by mail. The
7 applicant's request to have the license renewed by mail must be
8 received by the examiner of drivers within ninety days after the
9 expiration of the license or it shall be treated as an
10 ~~[applicant]~~ application for reactivation of an expired license
11 under section 286-107.5. The examiner of drivers shall, upon
12 receipt of the request, furnish the applicant with all necessary
13 forms and instructions. An application for renewal made
14 pursuant to this subsection shall be accompanied by a statement
15 from a licensed physician certifying that the applicant was
16 examined by the licensed physician not more than six months
17 prior to the expiration date of the applicant's license and that
18 the applicant was found by such examination to have met the
19 physical requirements established by the state director of
20 transportation for the renewal of licenses. The application for
21 renewal shall also be accompanied by:



1 (1) A notarized statement of the applicant certifying that
2 the applicant does not possess any valid license to
3 operate the same or similar category or categories of
4 motor vehicles, issued by another licensing authority
5 (unless such license is concurrently surrendered); and

6 (2) Such other information as may be required by the
7 examiner of drivers that is reasonably necessary to
8 confirm the identity of the applicant and the
9 applicant's fitness to continue to operate a motor
10 vehicle.

11 (d) An applicant for a renewal of the applicant's driver's
12 license, whether applying pursuant to subsections (b) or (c),
13 shall pay the fee determined by the council of the appropriate
14 county. Payment of the fee shall be by certified check or money
15 order, tendered together with the application.

16 (e) No driver's license shall be renewed by the examiner
17 of drivers unless:

18 (1) The examiner of drivers is satisfied of the
19 applicant's fitness to continue to operate a motor
20 vehicle;

21 (2) The fee required by subsection (d) is tendered
22 together with the application for renewal; and

1 (3) The applicant complies with section 286-102.5.

2 (f) A driver's license renewed pursuant to subsection (c)
3 may validly be issued without incorporating a photograph of the
4 licensee.

5 (g) No driver's license shall be renewable by mail for
6 more than two consecutive renewals, regardless of whether the
7 license expires, as provided under section 286-106, on the
8 sixth, fourth, or second birthday after issuance; provided that
9 this subsection shall not apply to a resident military person or
10 that person's immediate family if the resident military person
11 resides outside the [~~State~~] state on official military orders.

12 (h) Notwithstanding subsection (a), any applicant for a
13 renewal of a driver's license who is a member of any component
14 of the United States armed forces and who is on active federal
15 service outside of the state at the time the applicant's license
16 should be renewed, may file an application for a renewal of the
17 driver's license, which shall be accompanied by verification of
18 federal active service outside the state as required by the
19 examiner of drivers, within ninety days of the applicant's
20 return to the state or discharge from hospitalization. The
21 examiner of drivers may waive the reactivation fee otherwise
22 required by section 286-107.5.



1 [~~(h)~~] (i) The state director of transportation shall adopt
2 rules and regulations pursuant to chapter 91, necessary for the
3 purposes of this section, including rules and regulations
4 governing the effect to be given to convictions for violations
5 of traffic laws of a foreign jurisdiction, upon license renewal
6 procedures."

7 SECTION 2. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 3. This Act shall take effect upon its approval.

APPROVED this 22 day of JUN , 2006



GOVERNOR OF THE STATE OF HAWAII

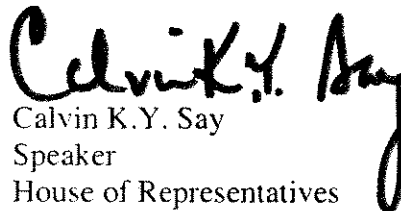


HB No. 1809 HD 2 SD 2 CD 1


THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii

We hereby certify that the foregoing Bill on this day passed Final Reading in the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Calvin K.Y. Say
Speaker
House of Representatives

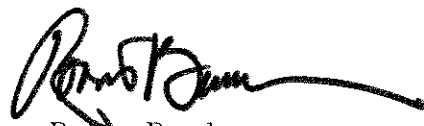


Patricia Mau-Shimizu
Chief Clerk
House of Representatives


THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii

We hereby certify that the foregoing Bill on this day passed Final Reading in the Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Robert Bunda
President of the Senate



Paul Kawaguchi
Clerk of the Senate