
A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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- Cellular telephones; prohibited use. Except for
5 emergency purposes, no person who is licensed to operate a motor
6 vehicle under this chapter and who is under the age of eighteen
7 shall operate a telephone, including a cellular or car
8 telephone, walkie-talkie, or any other mode of communication
9 while operating a motor vehicle."

10 SECTION 2. Section 286-102.6, Hawaii Revised Statutes, is
11 amended by amending subsection (b) to read as follows:

12 "(b) The provisional license shall entitle the provisional
13 licensee to drive the class of motor vehicles specified in
14 subsection (a) upon the roadways of the State; provided that:

15 (1) The provisional licensee shall have the provisional
16 license in the provisional licensee's immediate
17 possession while driving;



- 1 (2) All occupants of the motor vehicle shall be restrained
2 by safety belts or a child passenger restraint system
3 as required under sections 291-11.5 and 291-11.6;
- 4 (3) The provisional licensee shall not transport more than
5 one person under the age of eighteen, unless the
6 person is, with respect to the provisional licensee:
7 (A) A household member; or
8 (B) A household member's foster or hanai child,
9 without being accompanied and supervised by a licensed
10 driver who is the provisional licensee's parent or
11 guardian; [~~and~~]
- 12 (4) Except as provided in subsection (c), whenever the
13 provisional licensee is driving between the hours of
14 11:00 p.m. and 5:00 a.m., a licensed driver who is the
15 provisional licensee's parent or guardian and is
16 licensed to operate the same category of motor vehicle
17 as the licensee, shall be in the motor vehicle and
18 shall occupy the passenger seat beside the
19 licensee[~~-~~]; and
- 20 (5) Except for emergency purposes, the provisional
21 licensee shall not operate a telephone, including a
22 cellular or car telephone, walkie-talkie, or any other



1 mode of communication while operating a motor
2 vehicle."

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 Statutory material to be repealed is bracketed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.

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INTRODUCED BY:

Cindy Evans

JAN 09 2008



Report Title:

Motor Vehicle Licensing; Telephones; Young Drivers

Description:

Prohibits young drivers from using a telephone while operating a motor vehicle.

