
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Section 291C-103, Hawaii Revised Statutes, is
2 amended by amending subsection (f) to read as follows:

3 " (f) Any person who violates this section while operating
4 a vehicle at a speed exceeding the posted speed limit by thirty
5 miles per hour or more shall be subject to a fine of not more
6 than \$2,000, a term of imprisonment of not more than one year,
7 or both, and any vehicle owned by the defendant and used in the
8 commission of the offense shall be subject to forfeiture under
9 chapter 712A; provided that the following additional penalties
10 shall also apply:

11 (1) For an offense that occurs within five years of a
12 prior conviction, a one-year license suspension; and

13 (2) For an offense that occurs within five years of two
14 prior convictions[+]

15 ~~(A)~~ A], a three-year license suspension[~~+~~ ~~and~~].

16 ~~[B) A vehicle owned by the defendant and used in the~~
17 ~~commission of the offense which has been used in~~
18 ~~at least two prior offenses that resulted in~~



1 ~~convictions may be ordered by the court to be~~
2 ~~subject to forfeiture under chapter 712A.]"~~

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun, before its effective date.

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 Statutory material to be repealed is bracketed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

8 SECTION 4. This Act shall take effect upon its approval.

9

INTRODUCED BY:

John M. Higgins
John V. De
Della A. Belatti
Callie Med

JAN 11 2008



Report Title:

Highway Racing; Vehicle Forfeiture

Description:

Allows courts the option of imposing the penalty of vehicle forfeiture of a vehicle used by a defendant in the commission of the offense of street racing if a person is convicted for a first offense.

