

JAN 19 2007

A BILL FOR AN ACT

RELATING TO DRIVER LICENSING.

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

1 SECTION 1. Section 286-102.6, Hawaii Revised Statutes, is
2 amended by amending subsection (d) to read as follows:

3 "(d) If the provisional licensee violates any of the
4 requirements of subsection (b) or (c):

5 (1) For a first violation of any requirement, the
6 provisional license shall be suspended for a period of
7 three months by a district court or family court
8 judge. If the person's provisional license is
9 suspended, the person shall not be eligible for
10 reissuance of the provisional license or issuance of a
11 driver's license until:

12 (A) The person is eighteen years of age; or

13 (B) Three months have elapsed since the date of
14 suspension,

15 whichever is sooner, and the person has otherwise
16 satisfied the requirements of this chapter; and



1 (2) For a second or any subsequent violation of any
2 requirement, the provisional license shall be revoked
3 for six months by a district court or family court
4 judge. If the person's provisional license is
5 revoked, the person shall not be eligible for
6 reissuance of the provisional license or issuance of a
7 driver's license until:

8 (A) The person is eighteen years of age; or

9 (B) Six months have elapsed since the date of
10 revocation,

11 whichever is sooner, and the person has otherwise
12 satisfied the requirements of this chapter.

13 Suspension or revocation of a provisional license pursuant to
14 this subsection shall be exempt from proof of financial
15 responsibility requirements under section 287-20."

16 SECTION 2. Section 287-20, Hawaii Revised Statutes, is
17 amended by amending subsection (a) to read as follows:

18 "(a) Whenever a driver's license has been suspended or
19 revoked:

20 (1) Pursuant to section 291E-65 or part III of chapter
21 291E, except as provided in section 291E-41(f);

22 (2) Upon a conviction of any offense pursuant to law; or



1 (3) In the case of minors, pursuant to part V of chapter
2 571,
3 the license shall not at any time thereafter be issued to the
4 person whose license has been suspended or revoked, nor shall
5 the person thereafter operate a motor vehicle, unless and until
6 the person has furnished and thereafter maintains proof of
7 financial responsibility; provided that this section shall not
8 apply to a license suspended pursuant to section 291E-61(b)(1)
9 or 291E-64(b)(1), any conviction of a moving violation, any
10 administrative license suspension pursuant to chapter 291A, or
11 the first conviction within a five-year period for driving
12 without a valid motor vehicle insurance policy.

13 This subsection shall not apply to a suspension or
14 revocation of a provisional license under section 286-102.6."

15 SECTION 3. New statutory material is underscored.

16 SECTION 4. This Act, upon its approval, shall take effect
17 on July 1, 2007.

18

INTRODUCED BY: *Lourence J. Jerniga*
J. Kevin English
Arnold Ylze



Report Title:

Provisional Driver's License; Financial Responsibility

Description:

Provides that conviction or license revocation for violation of provisional driver licensing law does not give rise to requirement that person provide proof of financial responsibility.

