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# A BILL FOR AN ACT

RELATING TO THE ARMED SERVICES.

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

1           SECTION 1. Section 249-13, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§249-13 Determination of rate.** (a) The council shall  
4 determine the rate and the minimum tax at which all vehicles and  
5 motor vehicles in each respective county shall be taxed as  
6 provided by section 249-2. In making the determination, the  
7 rate and minimum tax on trucks or noncommercial motor vehicles  
8 shall be in accordance with subsection (b). The rate and  
9 minimum tax shall be established by ordinance, provided that  
10 prior to final action thereon a public hearing shall be held on  
11 the proposed rate. Public notice of the time and place of the  
12 hearing shall be given at least ten days prior to the hearing in  
13 the county. After the public hearing the council may fix the  
14 rate and the minimum tax at any amount deemed necessary, but the  
15 rate and the minimum shall not be higher than that originally  
16 proposed when the notice of public hearing was given. Any rate  
17 and minimum tax so established shall be effective as of January  
18 1 of the year following the date of enactment of the ordinance.



1 (b) The rate and minimum tax for a truck or noncommercial  
2 motor vehicle shall be the same as provided for a passenger  
3 vehicle if:

4 (1) The truck or noncommercial motor vehicle has a net  
5 weight of six thousand five hundred pounds or less;  
6 and

7 (2) The owner submits proof to the director of finance  
8 that the truck or noncommercial motor vehicle is not  
9 being operated for compensation or commercial  
10 purposes.

11 (c) Noncommercial motor vehicles owned by members of the  
12 national guard and the United States military reserves and  
13 active duty members of the armed services, including the United  
14 States Coast Guard, who are in good standing and are residents  
15 of the State of Hawaii, shall be exempt from the vehicle tax  
16 imposed under this section in a manner similar to the exemption  
17 provided for military personnel under the Servicemembers Civil  
18 Relief Act of 2003.

19 [~~e~~] (d) Any person who submits proof under subsection  
20 (b) to the director of finance knowing that it is false shall be  
21 guilty of a petty misdemeanor."



1 SECTION 2. Section 249-31, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 **"§249-31 State registration fee.** (a) All vehicles and  
4 motor vehicles in the State as defined in section 249-1,  
5 including antique motor vehicles, except as otherwise provided  
6 in sections 249-4 and 249-6, shall be subject to a \$25 annual  
7 vehicle registration fee. The fee shall become due and payable  
8 on January 1, and shall be paid before April 1 in each year  
9 together with all other taxes and fees levied by this chapter;  
10 provided that should any county elect to renew motor vehicle  
11 registrations on a staggered basis as authorized by section 286-  
12 51, the state registration for that county shall likewise be  
13 staggered so that the state registration fee is due and payable  
14 at the same time and shall be collected together with the county  
15 fee. The state registration fee shall be deemed delinquent if  
16 not paid with the county registration fee. The respective  
17 counties shall collect this fee together with the vehicle  
18 registration tax collected for the county and shall transfer the  
19 moneys collected under this section to the State.

20 (b) From each annual motor vehicle registration fee, the  
21 director shall deposit \$20 into the state highway fund and \$5  
22 into the emergency medical services special fund.



1        (c) Noncommercial motor vehicles owned by members of the  
2 national guard and the United States military reserves and  
3 active duty members of the armed services, including the United  
4 States Coast Guard, who are in good standing and are residents  
5 of the State of Hawaii, shall be exempt from the registration  
6 fee imposed under this section in a manner similar to the  
7 exemption provided for military personnel under the  
8 Servicemembers Civil Relief Act of 2003."

9        SECTION 3. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11        SECTION 4. This Act shall take effect on October 1, 2008.



**Report Title:**

National Guard and Reserve; Armed Services Vehicle Tax;  
Registration Fee; Exemption

**Description:**

Provides an exemption from vehicle taxes and registration fees for active duty members of the armed services and members of the National Guard and Reserves who are on active duty. (SD1)

