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## A BILL FOR AN ACT

RELATING TO HIGHWAY SAFETY.

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

1           SECTION 1. Section 286-107, Hawaii Revised Statutes, is  
2 amended by amending subsections (b) and (c) to read as follows:  
3           "(b) Except as otherwise provided in subsection (c), an  
4 applicant for a renewal of a driver's license under this  
5 section, or the reactivation of an expired license under section  
6 286-107.5(a), shall appear in person before the examiner of  
7 drivers and the examiner of drivers shall administer such  
8 physical examinations as the state director of transportation  
9 deems necessary to determine the applicant's fitness to continue  
10 to operate a motor vehicle[-]; provided that for an applicant  
11 who is eighty-five years of age or older at the time of renewal  
12 or reactivation, the examination shall include the actual  
13 demonstration of ability to exercise ordinary and reasonable  
14 control in the operation of a motor vehicle.  
15           (c) Any person who holds a category (1), (2), or (3)  
16 license issued under this part who is unable to appear in person  
17 before the examiner of drivers to apply for a renewal of the  
18 driver's license, may[, ~~if the person is not disqualified from~~



1 ~~renewing the license under subsection (a) except as provided~~  
2 ~~under subsection (h), apply for a renewal by mail.]~~ apply for  
3 renewal by mail; provided that the person is not disqualified  
4 from renewing the license under subsection (a); provided further  
5 that the person is not eighty-five years of age or older at the  
6 time of renewal. The applicant's request to have the license  
7 renewed by mail must be received by the examiner of drivers  
8 within ninety days after the expiration of the license or it  
9 shall be treated as an application for reactivation of an  
10 expired license under section 286-107.5. The examiner of  
11 drivers [~~shall~~], upon receipt of the request, shall furnish the  
12 applicant with all necessary forms and instructions. An  
13 application for renewal made pursuant to this subsection shall  
14 be accompanied by a statement from a licensed physician  
15 certifying that the applicant was examined by the licensed  
16 physician not more than six months prior to the expiration date  
17 of the applicant's license and that the applicant was found by  
18 [~~such~~] the examination to have met the physical requirements  
19 established by the state director of transportation for the  
20 renewal of licenses. The application for renewal shall also be  
21 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          SECTION 2. Section 286-107.5, Hawaii Revised Statutes, is  
12 amended by amending the title and subsection (a) to read as  
13 follows:

14          "~~†~~§286-107.5~~†~~ **Reactivation of expired license; fees;**  
15 **road test waived.** (a) Unless revoked or suspended, and except  
16 as provided in subsection (b), all drivers' licenses expired  
17 under section 286-106 may be reactivated by the licensee in  
18 accordance with the requirements and procedures set forth for  
19 the renewal of licenses under section 286-107(b). No person  
20 seeking reactivation of an expired license under this subsection  
21 shall be required to undergo reexamination of the person's  
22 driving skills under section 286-108~~-~~, except as provided



1 under section 286-107(b) for persons who are eighty-five years  
2 of age or older. The examiner of drivers shall require the  
3 holder of an expired license to pay a reactivation fee of \$5 for  
4 each thirty-day period, or fraction thereof, that has elapsed  
5 after the ninety-day grace period."

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.  
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INTRODUCED BY:

*Tom Cloney B/E*

JAN 15 2010



**Report Title:**

Motor Vehicle Driver Licensing

**Description:**

Requires persons 85 years of age and older to pass a road test to renew their driver's license.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

