

JAN 25 2010

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, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) A person operating the following category or
4 combination of categories of motor vehicles shall be examined as
5 provided in section 286-108 and duly licensed by the examiner of
6 drivers:

7 (1) Mopeds;

8 (2) Motorcycles and motor scooters;

9 (3) Passenger cars of any gross vehicle weight rating,
10 buses designed to transport fifteen or fewer
11 occupants, and trucks and vans having a gross vehicle
12 weight rating of fifteen thousand pounds or less; and

13 (4) All of the motor vehicles in category (3) and [~~trucks~~
14 ~~having a gross vehicle weight rating of fifteen~~
15 ~~thousand one through twenty six thousand pounds.~~] any
16 vehicle that is not a commercial motor vehicle.

17 A school bus or van operator shall be properly licensed to
18 operate the category of vehicles that the operator operates as a

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1 school bus or van and shall comply with the standards of the
2 department of transportation as provided by rules adopted
3 pursuant to section 286-181."

4 SECTION 2. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 3. This Act shall take effect upon its approval.

7
8 INTRODUCED BY: _____

9
BY REQUEST

Report Title:

Highway; Commercial Motor Vehicles; Category Four Licenses

Description:

Differentiate category four motor vehicles from commercial motor vehicles to clarify that category four motor vehicles do not include commercial motor vehicles as defined in section 286-2, HRS.

JUSTIFICATION SHEET

DEPARTMENT: Transportation

TITLE: A BILL FOR AN ACT RELATING TO DRIVER LICENSING.

PURPOSE: To differentiate category four motor vehicles from commercial motor vehicles.

MEANS: Amend section 286-102(b), Hawaii Revised Statutes (HRS).

JUSTIFICATION: The intent of the proposed change is to clarify that category four motor vehicles do not include commercial motor vehicles as defined in section 286-2, HRS.

Operators of category four motor vehicles are not required to hold a commercial driver's license (CDL) and are not subject to the federal disqualifications that apply to the holder of a CDL or operator of a commercial motor vehicle.

Impact on the public: Drivers will be better informed about the differences between the licensing categories.

Impact on the department and other agencies:
None.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM DESIGNATION: TRN 597.

OTHER AFFECTED AGENCIES: County driver licensing offices.

EFFECTIVE DATE: Upon approval.