

JAN 26 2009

A BILL FOR AN ACT

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



1 established shall be effective as of January 1 of the year
2 following the date of enactment of the ordinance.

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

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

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

13 (c) Noncommercial motor vehicles owned by veterans of the
14 armed services, including the United States Coast Guard, or
15 members of the national guard or United States military
16 reserves, who are residents of the State of Hawaii and who have
17 a service connected disability, shall be exempt from the vehicle
18 tax imposed under this section.

19 For the purposes of this subsection:

20 "Service connected disability" means a disability that was
21 incurred in the line of duty while on active military, naval,



1 air, coast guard, national guard, or United States military
2 reserve service; and

3 "Veteran" means a person who served in the active military,
4 naval, or air service, coast guard, or national guard or
5 military reserves called to active duty by executive order, who
6 was discharged or released therefrom under conditions other than
7 dishonorable.

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

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

13 **"§249-31 State registration fee~~-~~; veteran exemption.**

14 (a) All vehicles and motor vehicles in the State as defined in
15 section 249-1, including antique motor vehicles, except as
16 otherwise provided in sections 249-4 and 249-6, shall be subject
17 to a \$25 annual vehicle registration fee. The fee shall become
18 due and payable on January 1, and shall be paid before April 1
19 in each year together with all other taxes and fees levied by
20 this chapter; provided that should any county elect to renew
21 motor vehicle registrations on a staggered basis as authorized
22 by section 286-51, the state registration for that county shall



1 likewise be staggered so that the state registration fee is due
2 and payable at the same time and shall be collected together
3 with the county fee. The state registration fee shall be deemed
4 delinquent if not paid with the county registration fee. The
5 respective counties shall collect this fee together with the
6 vehicle registration tax collected for the county and shall
7 transfer the moneys collected under this section to the State.

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

11 (c) Noncommercial motor vehicles owned by veterans of the
12 armed services, including the United States Coast Guard, or
13 members of the national guard or United States military
14 reserves, who are residents of the State and who have a service
15 connected disability, shall be exempt from the vehicle tax
16 imposed under this section.

17 For the purposes of this subsection:

18 "Service connected disability" means a disability that was
19 incurred in the line of duty while on active military, naval,
20 air, coast guard, national guard, or United States military
21 reserve service; and



1 "Veteran" means a person who served in the active military,
2 naval, or air service, coast guard, or national guard or
3 military reserves called to active duty by executive order, who
4 was discharged or released therefrom under conditions other than
5 dishonorable."

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 on July 1, 2009.

9

INTRODUCED BY: _____

~~_____~~
~~_____~~
By Request



Report Title:

Armed Services; Disabled Veterans; Vehicle Tax; Registration Fee; Exemption.

Description:

Provides an exemption from vehicle taxes and registration fees for members of the armed services, including members of the National Guard and Reserves, who were disabled in the line of duty while on active military service.

