

JAN 21 2011

S.B. NO. 192

A BILL FOR AN ACT

RELATING TO THE STATEWIDE TRAFFIC CODE.

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

1 SECTION 1. Section 291C-12, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:

3 "(c) The license [~~or permit to drive and any nonresident~~
4 ~~operating privilege~~] of [the] any person [sø] convicted under
5 this section shall be revoked[~~-~~] for a period of ten years. For
6 purposes of this subsection, "license" shall have the same
7 meaning as defined in section 291E-1."

8 SECTION 2. Section 291C-12.5, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "§291C-12.5 Accidents involving substantial bodily injury.

11 (a) The driver of any vehicle involved in an accident resulting
12 in substantial bodily injury to any person shall immediately
13 stop the vehicle at the scene of the accident or as close
14 thereto as possible but shall then forthwith return to and in
15 every event shall remain at the scene of the accident until the
16 driver has fulfilled the requirements of section 291C-14. Every
17 such stop shall be made without obstructing traffic more than is
18 necessary.



1 (b) Any person who violates subsection (a) shall be guilty
2 of a class C felony.

3 (c) The license of any person convicted under this section
4 shall be revoked for a period of five years. For purposes of
5 this subsection, "license" shall have the same meaning as
6 defined in section 291E-1.

7 [~~(e)~~] (d) For any violation under this section, a
8 surcharge of \$250 shall be imposed, in addition to any other
9 penalties, and shall be deposited into the neurotrauma special
10 fund.

11 [~~(d)~~] (e) For any violation under this section, a
12 surcharge of up to \$250 may be imposed, in addition to other
13 penalties, which shall be deposited into the trauma system
14 special fund."

15 SECTION 3. Section 291C-12.6, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "§291C-12.6 Accidents involving bodily injury. (a) The
18 driver of any vehicle involved in an accident resulting in
19 bodily injury to any person shall immediately stop the vehicle
20 at the scene of the accident or as close thereto as possible but
21 shall then forthwith return to and in every event shall remain
22 at the scene of the accident until the driver has fulfilled the



1 requirements of section 291C-14. Every such stop shall be made
2 without obstructing traffic more than is necessary.

3 (b) Any person who violates subsection (a) shall be guilty
4 of a misdemeanor.

5 (c) The license of any person convicted under this section
6 shall be revoked for a period of one year. For purposes of this
7 subsection, "license" shall have the same meaning as defined in
8 section 291E-1.

9 [~~e~~] (d) For any violation under this section, a
10 surcharge of \$100 shall be imposed, in addition to any other
11 penalties, and shall be deposited into the neurotrauma special
12 fund.

13 [~~d~~] (e) For any violation under this section, a
14 surcharge of up to \$100 may be imposed, in addition to other
15 penalties, which shall be deposited into the trauma system
16 special fund."

17 SECTION 4. Section 291C-13, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "**§291C-13 Accidents involving damage to vehicle or**
20 **property.** (a) The driver of any vehicle involved in an
21 accident resulting only in damage to a vehicle or other property
22 that is driven or attended by any person shall immediately stop



1 such vehicle at the scene of the accident or as close thereto as
2 possible, but shall forthwith return to, and in every event
3 shall remain at, the scene of the accident until the driver has
4 fulfilled the requirements of section 291C-14. Every such stop
5 shall be made without obstructing traffic more than is
6 necessary.

7 (b) Any person who violates subsection (a) shall be guilty
8 of a petty misdemeanor.

9 (c) The license of any person convicted under this section
10 shall be revoked for a period of six months. For purposes of
11 this subsection, "license" shall have the same meaning as
12 defined in section 291E-1.

13 (d) For any violation under this section, a surcharge of
14 up to \$100 may be imposed, in addition to other penalties, which
15 shall be deposited into the trauma system special fund."

16 SECTION 5. This Act does not affect rights and duties that
17 matured, penalties that were incurred, and proceedings that were
18 begun, before its effective date.

19 SECTION 6. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

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1 SECTION 7. This Act shall take effect upon its approval.

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INTRODUCED BY:

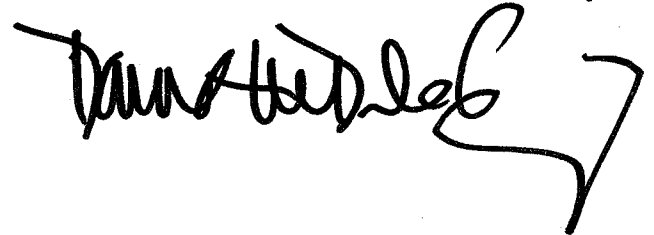


Gilbert Kolada

Will Eyo



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Report Title:

Hit And Run Drivers; Failure to Stop; Penalties; License Revocation

Description:

Specifies that a person convicted of being involved in an accident involving death or serious bodily injury shall have the person's license revoked for ten years. Increases the penalty for a driver who is convicted of being involved in an accident (involving substantial bodily injury, bodily injury, and damage to a vehicle or property) and who failed to stop at the scene of the accident. Makes failure to stop a petty misdemeanor for a driver who is involved in an accident involving damage to vehicle or property.

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

