
A BILL FOR AN ACT

RELATING TO TRAFFIC INFRACTIONS.

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

1 SECTION 1. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 "CHAPTER

5 TRANSMITTAL OF UNCONTESTED TRAFFIC FINES

6 AND FORFEITURES TO COUNTIES

7 § -1 **Definitions.** For purposes of this chapter, unless
8 the context clearly requires otherwise:

9 "Traffic infraction" means the same as identified under
10 section 291D-2.

11 "Uncontested traffic infraction" means a traffic infraction
12 for which the person noticed under section 291D-5 does not
13 contest the infraction. A person "does not contest" an
14 infraction if, in accordance with section 291D-6(b)(1), the
15 person admits the commission of the infraction without
16 requesting a hearing to explain mitigating circumstances and
17 pays or remits bail forfeiture by mail within thirty days.



1 § -2 Transmittal of fines and forfeitures. (a) The
2 state director of finance shall transmit to each county, not
3 more than thirty days after the end of each fiscal quarter,
4 per cent of all fines and forfeitures collected for
5 uncontested traffic infractions committed in that county which
6 are in excess of amounts required by the State to pay the
7 administrative cost of the traffic violations bureau.

8 (b) Subsection (a) shall not apply to:

9 (1) Fines and forfeitures for violations that occur on
10 state off-street parking facilities, parks, airports,
11 and harbors that are subject to enforcement by the
12 State; and

13 (2) Fines and forfeitures that are required by law to be
14 paid into a special, revolving, or trust fund."

15 SECTION 2. Section 291C-171, Hawaii Revised Statutes, is
16 amended by amending subsection (a) to read as follows:

17 "(a) All fines and forfeitures collected upon conviction
18 or upon the forfeiture of bail of any person charged with a
19 violation of any section or provision of the state traffic laws
20 and all assessments collected relating to the commission of
21 traffic infractions shall be paid to the state director of
22 finance [~~of the State~~].



1 The judiciary shall identify those uncontested traffic
2 infractions as defined in section -1. The disposition of
3 finances and forfeitures paid to the state director of finance
4 shall be subject to -2."

5 SECTION 3. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 4. This Act shall take effect on January 1, 2013.



Report Title:

Traffic Infractions; Fines and Forfeitures; HSAC Package

Description:

Requires the state director of finance to transmit to each county a percentage of all fines and forfeitures collected for uncontested traffic infractions committed in that county, with certain exceptions. Effective January 1, 2013. (HB1749 HD1)

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

