
A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. Section 286-107, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§286-107 License renewals; procedures and requirements.**

4 (a) The examiner of drivers may accept an application for a
5 renewal of a driver's license made not more than six months
6 prior to the date of expiration.

7 If, however, the renewal is not applied for within ninety
8 days after the expiration of the license, the applicant for
9 renewal shall be treated as an applicant for a new license and
10 examined as provided in section 286-108.

11 (b) Except as otherwise provided in subsection (c), an
12 applicant for a renewal of a driver's license under this
13 section, or the reactivation of an expired license under section
14 286-107.5(a), shall appear in person before the examiner of
15 drivers and the examiner of drivers shall administer such
16 physical examinations as the state director of transportation
17 deems necessary to determine the applicant's fitness to continue
18 to operate a motor vehicle.



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1 (c) Any person who holds a category (1), (2), or (3)
2 license issued under this part who is unable to appear in person
3 before the examiner of drivers to apply for a renewal of the
4 driver's license, may, if the person is not disqualified from
5 renewing the license under subsection (a) except as provided
6 under subsection (h), apply for a renewal by mail. The
7 applicant's request to have the license renewed by mail must be
8 received by the examiner of drivers within ninety days after the
9 expiration of the license or it shall be treated as an
10 application for reactivation of an expired license under section
11 286-107.5. The examiner of drivers shall, upon receipt of the
12 request, furnish the applicant with all necessary forms and
13 instructions. An application for renewal made pursuant to this
14 subsection shall be accompanied by a statement from a licensed
15 physician or physician assistant certifying that the applicant
16 was examined by the licensed physician or physician assistant
17 not more than six months prior to the expiration date of the
18 applicant's license and that the applicant was found by the
19 examination to have met the physical requirements established by
20 the state director of transportation for the renewal of
21 licenses. The application for renewal shall also be accompanied
22 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 the 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 (d) An applicant for a renewal of the applicant's driver's
12 license, whether applying pursuant to subsections (b) or (c),
13 shall pay the fee determined by the council of the appropriate
14 county. Payment of the fee shall be by certified check or money
15 order, tendered together with the application.
16 (e) No driver's license shall be renewed by the examiner
17 of drivers unless:
18 (1) The examiner of drivers is satisfied of the
19 applicant's fitness to continue to operate a motor
20 vehicle;
21 (2) The fee required by subsection (d) is tendered
22 together with the application for renewal; and



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1 (3) The applicant complies with section 286-102.5.

2 (f) A driver's license renewed pursuant to subsection (c)
3 may validly be issued without incorporating a photograph of the
4 licensee.

5 (g) No driver's license shall be renewable by mail for
6 more than two consecutive renewals, regardless of whether the
7 license expires, as provided under section 286-106, on the
8 sixth, fourth, or second birthday after issuance; provided that
9 this subsection shall not apply to a resident military person or
10 that person's immediate family if the resident military person
11 resides outside the State on official military orders.

12 (h) Notwithstanding subsection (a), any applicant for a
13 renewal of a driver's license who is a member of any component
14 of the United States armed forces and who is on active federal
15 service outside of the State at the time the applicant's license
16 should be renewed, may file an application for a renewal of the
17 driver's license, which shall be accompanied by verification of
18 federal active service outside the State as required by the
19 examiner of drivers, within ninety days of the applicant's
20 return to the State or discharge from hospitalization. The
21 examiner of drivers may waive the reactivation fee otherwise
22 required by section 286-107.5.



1 In addition to a fee established pursuant to subsection
2 (d), a fee of \$1 shall be collected from any person who obtains
3 or renews a driver's license by the director of finance of each
4 county. The fee assessed and collected under this subsection
5 shall be deposited on a quarterly basis into the organ and
6 tissue support and education special fund established under
7 section 327-24.

8 (i) The state director of transportation shall adopt rules
9 and regulations pursuant to chapter 91, necessary for the
10 purposes of this section, including rules and regulations
11 governing the effect to be given to convictions for violations
12 of traffic laws of a foreign jurisdiction, upon license renewal
13 procedures."

14 SECTION 2. Section 286-109.7, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§286-109.7 Organ and tissue support and education fee.**

17 Notwithstanding any other law to the contrary, beginning July 1,
18 [~~2000,~~] 2012, a [~~donation~~] fee of \$1, in addition to any other
19 fees under this chapter, [~~may~~] shall be collected upon
20 designation by an individual or entity from each certificate of
21 registration by the director of finance of each county to be
22 deposited on a quarterly basis into the organ and tissue support



1 and education special fund pursuant to section 327-24. The
2 counties may retain a portion of the \$1 donation as an
3 administrative fee to cover the cost of collecting, accounting
4 for, and depositing the balance into the organ and tissue
5 support and education special fund. The retention shall not
6 exceed \$0.20 for each \$1 collected."

7 SECTION 3. Section 327-24, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "[+]§327-24[+] **Hawaii organ and tissue support and**
10 **education special fund.** There is established in the state
11 treasury the Hawaii organ and tissue support and education
12 special fund. Moneys collected under section 286-109.7 shall be
13 deposited on a quarterly basis into the fund. The fund shall be
14 administered and distributed by the department of health and
15 shall be used [exclusively] for public education programs and
16 activities on organ, tissue, and eye donation. Additionally,
17 the fund may be used to support the establishment of an organ
18 transplant center in Hawaii; provided that the center is
19 established and operated as an organization that is exempt from
20 taxation pursuant to section 501(c) of the Internal Revenue
21 Code, 26 U.S.C. section 501(c), as amended."



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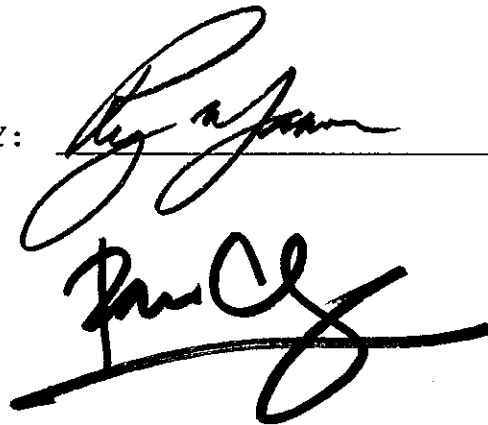
1 SECTION 4. On July 1, 2012, the director of finance shall
2 transfer \$500,000 from the emergency medical services special
3 fund to the Hawaii organ and tissue support and education
4 special fund.

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

7 SECTION 6. This Act shall take effect on July 1, 2012;
8 provided that this Act shall be repealed on December 31, 2015,
9 and sections 286-107, 286-109.7, and 327-24, Hawaii Revised
10 Statutes, shall be reenacted in the form in which they read on
11 June 30, 2012.

12

INTRODUCED BY:

Two handwritten signatures in black ink are written over a horizontal line. The top signature is cursive and appears to read 'By a joint'. The bottom signature is also cursive and appears to read 'Pauce'.

JAN 23 2012



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Report Title:

Organ and Tissue Support and Education Special Fund

Description:

Renames the organ and tissue education special fund to the organ and tissue support and education special fund and permits use of the fund to establish a nonprofit organ transplant center. Imposes a \$1 fee for any new or renewed driver's license to be deposited into the fund and to be repealed on 12/31/2015. Transfers \$500,000 from the emergency medical services special fund to the organ and tissue support and education special fund.

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

