
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-27, Hawaii Revised Statutes, is
2 amended by amending subsections (b) and (c) to read as follows:

3 "(b) As used in this section, "emergency vehicle" means a
4 police or fire department vehicle, state law enforcement
5 vehicle, ocean safety vehicle, emergency medical services
6 vehicle, freeway service patrol vehicle, state civil defense
7 vehicle, county emergency management vehicle, or [a] tow truck.

8 (c) Violation of subsection (a) shall not be subject to
9 section 287-20, relating to furnishing proof of financial
10 responsibility.

11 A violation of subsection (a) shall constitute a violation
12 if no death or injury results from the violation.

13 If a death or injury occurs and is attributable to the
14 driver of the vehicle for a violation of subsection (a), then
15 the driver shall instead be charged under section 707-702 for
16 manslaughter, section 707-702.5 for negligent homicide in the
17 first degree; section 707-703 for negligent homicide in the
18 second degree; section 707-704 for negligent homicide in the



1 third degree; section 707-705 for negligent injury in the first
2 degree; or section 707-706 for negligent injury in the second
3 degree, as applicable."

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 Statutory material to be repealed is bracketed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.



Report Title:

Emergency Vehicle; Move Over; Civil Defense; Emergency Management

Description:

Adds civil defense, state law enforcement, and county emergency management vehicles to the definition of "emergency vehicle" under the move over law. Adds a charge of manslaughter as a possible offense when a driver does not move over and kills an emergency responder. (HB1308 HD1)

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