
A BILL FOR AN ACT

RELATING TO GOVERNMENT MOTOR VEHICLES.

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

1 SECTION 1. Section 105-1, Hawaii Revised Statutes,
2 prohibits persons from using, operating, or driving any motor
3 vehicle owned or controlled by the State or the counties, for
4 personal pleasure or personal use (as distinguished from
5 official or governmental service or use). Among other persons
6 and government agencies, the law excepts from this prohibition
7 the officers and employees of the board of water supply of the
8 city and county of Honolulu when using a motor vehicle for a
9 personal purpose incidental to the person's service or work (but
10 not for pleasure). The legislature further finds that this
11 exception should extend to the boards of water supply of the
12 counties of Hawaii, Kauai, and Maui.

13 The purpose of this Act is to extend to all other county
14 boards of water supply, the exception the city and county of
15 honolulu board of water supply has to use a motor vehicle for a
16 personal purpose incidental to the person's service or work (but
17 not for pleasure).



1 SECTION 2. Section 105-2, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§105-2 **Exceptions.** Section 105-1 shall not apply to:

- 4 (1) The governor;
- 5 (2) The mayor of any county;
- 6 (3) Any member of a police department or a fire department
7 or of the staff of a hospital, or any officer or
8 employee of [~~the~~] a board of water supply [~~of the city~~
9 ~~and county of Honolulu~~], when using a motor vehicle
10 for a personal purpose incidental to the person's
11 service or work (but not for pleasure);
- 12 (4) Any officer or employee of the State who, upon written
13 recommendation of the comptroller, is given written
14 permission by the governor to use, operate, or drive
15 for personal use (but not for pleasure) any motor
16 vehicle owned or controlled by the State;
- 17 (5) Any officer or employee of any county who, upon
18 written recommendation of the budget director, is
19 given written permission by the mayor, to use, operate
20 or drive for personal use (but not for pleasure) any
21 motor vehicle owned or controlled by the county;



1 (6) Any officer or employee of the State, or of any
2 county, who, in case of emergency, because of the
3 person's illness, or the person's incapacity caused by
4 accident while at work, or because of the illness of a
5 member of the person's immediate family including a
6 reciprocal beneficiary while the person is at work, is
7 conveyed in a motor vehicle to the person's place of
8 abode, or to a hospital or other place, but every such
9 use of such a motor vehicle shall be certified to by
10 the officer or by the head of the department,
11 commission, board, bureau, agency, or instrumentality
12 controlling or possessing the motor vehicle
13 immediately thereafter, and the certificate shall be
14 forthwith filed with the comptroller, in the case of
15 the State, or with the budget director, in the case of
16 a county; and
17 (7) The assigned driver of a Van Go Hawaii vehicle or any
18 other state ridesharing program vehicle."

19 SECTION 3. This Act does not affect rights and duties that
20 matured, penalties that were incurred, and proceedings that were
21 begun before its effective date.



1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: *[Signature]*

Rider Antonilla

Calvin H. Day

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JAN 18 2013



H.B. NO. 623

Report Title:

Government Motor Vehicles; Prohibited Uses

Description:

Extends to all other county boards of water supply, the exception the board of water supply of the city and county of honolulu has to use a motor vehicle for a personal purpose incidental to the person's service or work (but not for pleasure).

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