



GOV. MSG. NO. 1115

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

April 25, 2016

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Eighth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,
Speaker and Members of the
House of Representatives
Twenty-Eighth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on April 25, 2016, the following bill was signed into law:

SB2934 SD2

RELATING TO DRIVER LICENSING
ACT 015 (16)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO DRIVER LICENSING.

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.



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, physician assistant, or advanced practice registered
16 nurse certifying that the applicant was examined by the licensed
17 physician, physician assistant, or advanced practice registered
18 nurse not more than six months prior to the expiration date of
19 the applicant's license and that the applicant was found by the
20 examination to have met the physical requirements established by
21 the state director of transportation for the renewal of



1 licenses. The application for renewal shall also be accompanied
2 by:

3 (1) A notarized statement of the applicant certifying that
4 the applicant does not possess any valid license to
5 operate the same or similar category or categories of
6 motor vehicles, issued by another licensing authority
7 (unless the license is concurrently surrendered); and

8 (2) Such other information as may be required by the
9 examiner of drivers that is reasonably necessary to
10 confirm the identity of the applicant and the
11 applicant's fitness to continue to operate a motor
12 vehicle.

13 (d) An applicant for a renewal of the applicant's driver's
14 license, whether applying pursuant to subsections (b) or (c),
15 shall pay the fee determined by the council of the appropriate
16 county. Payment of the fee shall be by certified check or money
17 order, tendered together with the application.

18 (e) No driver's license shall be renewed by the examiner
19 of drivers unless:



1 (1) The examiner of drivers is satisfied of the
2 applicant's fitness to continue to operate a motor
3 vehicle;

4 (2) The fee required by subsection (d) is tendered
5 together with the application for renewal; and

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

7 ~~[(f)] A driver's license renewed pursuant to subsection (e)~~
8 ~~may validly be issued without incorporating a photograph of the~~
9 ~~licensee.~~

10 ~~(g)]~~ (f) No driver's license shall be renewable by mail
11 ~~[for]~~ :

12 (1) For more than two consecutive renewals, regardless of
13 whether the license expires, as provided under section
14 286-106, on the ~~[sixth,]~~ eighth, fourth, or second
15 birthday after issuance; or

16 (2) Sixteen years have lapsed since the applicant had
17 appeared in person;

18 provided that this subsection shall not apply to a resident
19 military person or that person's immediate family if the
20 resident military person resides outside the State on official
21 military orders.



1 ~~[(h)]~~ (g) Notwithstanding subsection (a), any applicant
2 for a renewal of a driver's license who is a member of any
3 component of the United States armed forces and who is on active
4 federal service outside of the State at the time the applicant's
5 license should be renewed, may file an application for a renewal
6 of the driver's license, which shall be accompanied by
7 verification of federal active service outside the State as
8 required by the examiner of drivers, within ninety days of the
9 applicant's return to the State or discharge from
10 hospitalization. The examiner of drivers may waive the
11 reactivation fee otherwise required by section 286-107.5.

12 ~~[(i)]~~ (h) The state director of transportation shall adopt
13 rules and regulations pursuant to chapter 91, necessary for the
14 purposes of this section, including rules and regulations
15 governing the effect to be given to convictions for violations
16 of traffic laws of a foreign jurisdiction, upon license renewal
17 procedures."

18 SECTION 2. Section 286-108, Hawaii Revised Statutes, is
19 amended by amending subsection (c) to read as follows:

20 "(c) The examiner of drivers may waive the written or oral
21 examination required under subsection (a)(2) and (3) and the



1 actual demonstration of ability to operate a motor vehicle for
2 any person who:

3 (1) Is at least eighteen years of age and who possesses a
4 valid driver's license issued to the applicant in any
5 other state of the United States, the District of
6 Columbia, the Commonwealth of Puerto Rico, American
7 Samoa, Guam, a province of the Dominion of Canada, or
8 the Commonwealth of the Northern Mariana Islands for
9 the operation of vehicles in categories 1 through 3 of
10 section 286-102;

11 (2) Has completed the same requirements as set forth in
12 section 286-102.6(f) in another state and possesses a
13 valid provisional license from that state; or

14 (3) Is at least eighteen years of age and who possesses a
15 valid driver's license issued to the applicant in any
16 jurisdiction for which the director has granted
17 reciprocal licensing privileges in accordance with
18 section 286-101.5 for the operation of vehicles in
19 category (3) of section 286-102(b)."

20



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 25 day of APR, 2016

A handwritten signature in black ink, appearing to read "David Ige". The signature is fluid and cursive, with a large loop at the end of the last name.

GOVERNOR OF THE STATE OF HAWAII