

JAN 27 2016

A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

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

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

3 "§286G-2 Driver education and training fund. There is
4 established in the state treasury a special fund to be known as
5 the driver education and training fund. All driver education
6 assessments collected pursuant to this chapter shall be
7 deposited in the driver education and training fund to be
8 expended by the administrative director of the courts for driver
9 education and training programs and services administered by the
10 judiciary, subject to part III of chapter 37 to the extent that
11 the same applies to appropriations for the judiciary."

12 SECTION 2. Section 286G-3, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "§286G-3 Driver education assessments. (a) A driver
15 education assessment of \$7 shall be levied on a finding that a
16 violation of a statute or county ordinance relating to vehicles
17 or their drivers or owners occurred, except for:



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- 1 (1) Offenses relating to stopping (when prohibited),
2 standing, or parking;
- 3 (2) Offenses relating to registration; and
- 4 (3) Offenses by pedestrians.
- 5 (b) ~~[Driver]~~ To defray the costs of programs and services
6 provided by the division of driver education, driver education
7 assessments of:
- 8 (1) \$100 shall be levied on persons ~~[convicted]~~ :
- 9 (A) Convicted under section 291E-61 or 291E-61.5 ~~[to~~
10 ~~defray costs of services provided by the driver~~
11 ~~education and training program]~~; or
- 12 (B) Required to attend or that are enrolled in an
13 alcohol and drug education or driving under the
14 influence of intoxicants program;
- 15 (2) \$50 shall be levied on persons required to attend or
16 that are enrolled in a child passenger restraint
17 system safety class, including persons convicted under
18 section 291-11.5; and
- 19 (3) \$75 shall be levied on persons required to attend or
20 that are enrolled in a driver retraining program,
21 including persons convicted under section 291C-105 ~~[to~~



1 ~~defray costs of services provided by the driver~~
2 ~~education and training program].~~

3 (c) A driver education fee of \$ shall be assessed
4 on any person who registers and attends the driver education and
5 training program to satisfy driver education and training
6 requirements imposed pursuant to a conviction for an offense
7 under federal law or the laws of another state.

8 ~~[(e)]~~ (d) The driver education assessments levied by
9 subsections (a) and (b) shall be paid for each violation in
10 addition to any fine imposed by the court, and regardless of
11 whether a fine is suspended; provided that the driver education
12 assessment of \$100 levied on a person convicted under section
13 291E-61 or 291E-61.5 may be waived by the court if the court
14 determines that the person is unable to pay the driver education
15 assessment.

16 ~~[(d)]~~ (e) The amount of each driver education assessment
17 levied by subsections (a) ~~[and]~~, (b), and (c) shall be
18 transmitted by the clerk of the court for deposit in the driver
19 education and training fund."

20 SECTION 2. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



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1 SECTION 3. This Act shall take effect on July 1, 2016.

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INTRODUCED BY: Therese Ann Oakland
Therese Ann Oakland

[Signature]
[Signature]



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Report Title:

Out-of-State Violators; Fees; Judiciary Driver Education and Training Program.

Description:

Assesses a fee on a person who attends the Judiciary's driver education and training program as a requirement pursuant to a conviction under federal law or the laws of another state.

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