
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Section 286-26, Hawaii Revised Statutes, is
2 amended by amending subsection (h) to read as follows:

3 "(h) This section shall not apply to:

4 (1) Any motor vehicle which is covered by part XI,
5 governing safety of motor carrier vehicle operation
6 and equipment; provided that the rules adopted
7 pursuant to part IA impose standards of inspection at
8 least as strict as those imposed under subsection (g)
9 and that certification is required at least as often
10 as provided in subsections (a), (b), (c), and (d);

11 [and]

12 (2) Aircraft servicing vehicles that are being used
13 exclusively on lands set aside to the department of
14 transportation for airport purposes ~~[-]~~; and

15 (3) Marine terminal equipment temporarily moving on roads
16 between Sand Island parkway and Sand Island access
17 road."



1 SECTION 2. Section 286-41, Hawaii Revised Statutes, is
2 amended by amending subsection (f) to read as follows:

3 "(f) The provisions of this part requiring the
4 registration of motor vehicles shall not apply to:

- 5 (1) Special mobile equipment;
- 6 (2) Implements of husbandry temporarily drawn, moved, or
7 otherwise propelled upon the public highways; [~~and~~]
- 8 (3) Aircraft servicing vehicles which are being used
9 exclusively on lands set aside to the department of
10 transportation for airport purposes [~~-~~]; and
- 11 (4) Marine terminal equipment temporarily moving on roads
12 between Sand Island parkway and Sand Island access
13 road."

14 SECTION 3. Section 286-105, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§286-105 What persons are exempt from license.** The
17 following persons are exempt from license:

- 18 (1) Any person while driving or operating a motor vehicle
19 in the service or employ of any branch or agency of
20 the federal government; provided that the person has
21 received a license or permit from the branch or agency



1 to operate and drive the motor vehicle; provided
2 further that the branch or agency has been duly
3 authorized by the federal government to issue the
4 license or permit;

5 (2) Any person while driving or operating any road
6 machine, farm tractor, [øx] implement of husbandry
7 temporarily operated or moved on a highway[+], or
8 marine terminal equipment as provided in section 286-
9 26(h)(3); provided that no person under the age of
10 thirteen years shall be permitted to drive or operate
11 any such road machine, farm tractor, [øx] implement of
12 husbandry, or marine terminal equipment, on a highway;

13 (3) Any person who is at least eighteen years of age and
14 who has in the person's possession a valid driver's
15 license to drive the categories of motor vehicles
16 listed in section 286-102(b), except section 286-
17 102(b)(4), that is equivalent to a driver's license
18 issued in this State but was issued to the person in
19 another state of the United States, the Commonwealth
20 of Puerto Rico, United States Virgin Islands, American
21 Samoa, Guam, a province of the Dominion of Canada, or



1 the Commonwealth of the Northern Mariana Islands for
2 that category of motor vehicle which the person is
3 operating;

4 (4) Any person who has in the person's possession a valid
5 commercial motor vehicle driver's license issued by
6 any state of the United States, Mexico, or a province
7 of the Dominion of Canada that issues licenses in
8 accordance with the minimum federal standards for the
9 issuance of commercial motor vehicle driver's
10 licenses; and

11 (5) Any person who drives or operates state or county
12 motor vehicles while employed by, in the service of,
13 or volunteering for the state or county fire
14 departments, provided that they are trained and
15 certified to drive category (4) motor vehicles as set
16 forth in section 286-102(b)(4) by the state or county
17 government, as appropriate, and provided that the
18 person maintains a category (3) license as set forth
19 in section 286-102(b)(3)."

20 SECTION 4. Section 291-36, Hawaii Revised Statutes, is
21 amended as follows:



1 1. By amending subsection (a) to read:

2 "(a) The director of transportation, in the case of state
3 highways, or the county engineer, in the case of county roads
4 and streets, may, upon application in writing, issue a written
5 permit authorizing the applicant to operate or move a vehicle or
6 combination of vehicles, self-propelled construction or farm
7 equipment, marine terminal equipment as provided in section 286-
8 26(h)(3), or special mobile equipment of dimensions or weights,
9 including loads or both, which exceed the limits set in sections
10 291-34 and 291-35."

11 2. By amending subsection (c) to read:

12 "(c) The application for any such permit shall
13 specifically describe the vehicle or combination of vehicles,
14 the self-propelled construction or farm equipment, the marine
15 terminal equipment as provided in section 286-26(h)(3), the load
16 to be operated or moved, the particular highways or roads over
17 which the permit to operate is requested, and whether such
18 permit is requested for a single trip or for continuous
19 operation."

20 3. By amending subsections (e) and (f) to read:



1 "(e) Every such permit shall be carried in the vehicle or
2 combination of vehicles [~~or the~~], self-propelled construction or
3 farm equipment, or marine terminal equipment as provided in
4 section 286-26(h)(3), to which it refers and shall be open to
5 inspection of any peace officer or traffic officer or employee
6 charged with the care or protection of the highways; provided
7 that in the case of annual permits, this requirement may be met
8 where a copy of the permit is carried in the vehicle, and the
9 original permit is readily available for inspection from the
10 operator's offices in the county of issuance.

11 (f) The owner of any vehicle or combination of vehicles
12 [~~or~~], self-propelled construction or farm equipment, or marine
13 terminal equipment as provided in section 286-26(h)(3) found
14 operating in violation of the terms or conditions of any permit
15 or over sections of the highway not covered by the permit shall
16 be subject to the penalties provided in section 291-37."

17 SECTION 5. This Act does not affect rights and duties that
18 matured, penalties that were incurred, and proceedings that were
19 begun before its effective date.

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



1 SECTION 7. This Act shall take effect upon its approval.



Report Title:

Marine Terminal Equipment; Safety Inspection; Vehicle
Registration; License; Sand Island

Description:

Provides exemptions from vehicle registration, safety
inspection, and driver licensure requirements for marine
terminal equipment operating on roads between Sand Island
parkway and Sand Island access road. Allows the operation of
marine terminal equipment between Sand Island parkway and Sand
Island access road. (SD2)

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not legislation or evidence of legislative intent.*

