
A BILL FOR AN ACT

RELATING TO THE IGNITION INTERLOCK PROGRAM.

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

1 SECTION 1. Chapter 291E, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§291E- Ignition interlock device; violations;
5 penalties; compliance. (a) Notwithstanding any provision of
6 this chapter to the contrary, no person convicted under section
7 291E-41, 291E-61, or 291E-61.5 shall be eligible for a driver's
8 license without providing proof of compliance from the director
9 of transportation that the person:

10 (1) For the first violation within ten years of a previous
11 violation, has had an ignition interlock device
12 installed for a period of days without any
13 violations;

14 (2) For a second violation within ten years of a previous
15 violation, has had an ignition interlock device
16 installed for a period of days without any
17 violations; or



- 1 (3) For habitual and subsequent violations within ten
2 years, has had no violations for one consecutive year.
- 3 (b) A person violates this section by:
- 4 (1) Providing a sample of 0.02 or more in blood alcohol
5 content when starting the vehicle;
- 6 (2) Providing a sample of 0.02 or more in blood alcohol
7 content on a rolling retest;
- 8 (3) Failing to provide a rolling retest;
- 9 (4) Violating section 291E-66; or
- 10 (5) Failing to provide a photo of the person when the
11 person blows into the ignition interlock device.
- 12 (c) Any violation that occurs during the period in which
13 the ignition interlock device is installed shall constitute non-
14 compliance. The time required to prove compliance shall
15 commence again after any violation until compliance is proven.
- 16 (d) The requirements of subsection (a) shall be in
17 addition to any penalty required for a violation of section
18 291E-41, 291E-61, or 291E-61.5. The requirements of this
19 section shall be an administrative requirement of being eligible
20 to apply for a driver's license."



1 SECTION 2. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun before its effective date.

4 SECTION 3. New statutory material is underscored.

5 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Ignition Interlock; Operating a Vehicle under the Influence of an Intoxicant; Graduated Penalties; Compliance

Description:

Establishes a system of graduated penalties for violations of the ignition interlock law. Requires proof of compliance with the ignition interlock law to be eligible to apply for a driver's license. Effective 7/1/2050. (HD1)

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