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

14 (3) Tractor trucks, forklifts, and top picks being used as
15 marine terminal equipment temporarily moving in or
16 between terminals at:



1 (A) Sand Island and along Sand Island Parkway and
2 Sand Island Access Road[-];

3 (B) Kalaniana'ole Avenue between Kuhio Street and
4 Kahanu Street, abutting Hilo Harbor;

5 (C) Kawaihae-Mahukona Road abutting Kawaihae Harbor;

6 (D) East Kaahumanu Avenue between Hobron Avenue and
7 Kane Street abutting Kahului Harbor; and

8 (E) Waipaa Road abutting Nawiliwili Harbor."

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

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

13 (1) Special mobile equipment;

14 (2) Implements of husbandry temporarily drawn, moved, or
15 otherwise propelled upon the public highways;

16 (3) Aircraft servicing vehicles which are being used
17 exclusively on lands set aside to the department of
18 transportation for airport purposes; and

19 (4) Tractor trucks, forklifts, and top picks being used as
20 marine terminal equipment temporarily moving in or
21 between terminals at:



- 1 (A) Sand Island and along Sand Island Parkway and
- 2 Sand Island Access Road[-];
- 3 (B) Kalaniana'ole Avenue between Kuhio Street and
- 4 Kahanu Street, abutting Hilo Harbor;
- 5 (C) Kawaihae-Mahukona Road abutting Kawaihae Harbor;
- 6 (D) East Kaahumanu Avenue between Hobron Avenue and
- 7 Kane Street abutting Kahului Harbor; and
- 8 (E) Waipaa Road abutting Nawiliwili Harbor."

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

11 "**§286-105 What persons are exempt from license.** The
12 following persons are exempt from license:

- 13 (1) Any person while driving or operating a motor vehicle
- 14 in the service or employ of any branch or agency of
- 15 the federal government; provided that the person has
- 16 received a license or permit from the branch or agency
- 17 to operate and drive the motor vehicle; provided
- 18 further that the branch or agency has been duly
- 19 authorized by the federal government to issue the
- 20 license or permit;



1 (2) Any person while driving or operating any road
2 machine, farm tractor, or implement of husbandry
3 temporarily operated or moved on a highway, or tractor
4 trucks, forklifts, and top picks being used as marine
5 terminal equipment temporarily moving in or between
6 terminals at Sand Island and along Sand Island Parkway
7 and Sand Island Access Road; provided that no person
8 under the age of thirteen years shall be permitted to
9 drive or operate any such road machine, farm tractor,
10 implement of husbandry, on a highway, or tractor
11 trucks, forklifts, and top picks being used as marine
12 terminal equipment temporarily moving in or between
13 terminals at:

- 14 (A) Sand Island and along Sand Island Parkway and
15 Sand Island Access Road;
- 16 (B) Kalaniana'ole Avenue between Kuhio Street and
17 Kahanu Street, abutting Hilo Harbor;
- 18 (C) Kawaihae-Mahukona Road abutting Kawaihae Harbor;
- 19 (D) East Kaahumanu Avenue between Hobron Avenue and
20 Kane Street abutting Kahului Harbor; and
- 21 (E) Waipaa Road abutting Nawiliwili Harbor;



- 1 (3) Any person who is at least eighteen years of age and
2 who has in the person's possession a valid driver's
3 license to drive the categories of motor vehicles
4 listed in section 286-102(b), except section 286-
5 102(b)(4), that is equivalent to a driver's license
6 issued in this State but was issued to the person in
7 another state of the United States, the Commonwealth
8 of Puerto Rico, United States Virgin Islands, American
9 Samoa, Guam, a province of the Dominion of Canada, or
10 the Commonwealth of the Northern Mariana Islands for
11 that category of motor vehicle [~~which~~] that the person
12 is operating;
- 13 (4) Any person who has in the person's possession a valid
14 commercial motor vehicle driver's license issued by
15 any state of the United States, Mexico, or a province
16 of the Dominion of Canada that issues licenses in
17 accordance with the minimum federal standards for the
18 issuance of commercial motor vehicle driver's
19 licenses; and
- 20 (5) Any person who drives or operates state or county
21 motor vehicles while employed by, in the service of,



1 or volunteering for the state or county fire
 2 departments, provided that they are trained and
 3 certified to drive category (4) motor vehicles as set
 4 forth in section 286-102(b)(4) by the state or county
 5 government, as appropriate, and provided that the
 6 person maintains a category (3) license as set forth
 7 in section 286-102(b)(3)."

8 SECTION 4. This Act does not affect rights and duties that
 9 matured, penalties that were incurred, and proceedings that were
 10 begun before its effective date.

11 SECTION 5. Statutory material to be repealed is bracketed
 12 and stricken. New statutory material is underscored.

13 SECTION 6. This Act shall take effect on July 1, 2019.
 14

INTRODUCED BY:

[Handwritten signatures and names: "Zygi", "n. Alkan", "Tom B...", "Mark J. Hill" and several illegible signatures]



H.B. NO. 324

Report Title:

Motor Vehicles; Certificates of Inspection; Registration;
Licenses; Exemptions; Marine Terminal Equipment

Description:

Extends certain certificates of inspection, registration, and
licensing exemptions to marine terminal equipment used near
neighbor island harbors.

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not legislation or evidence of legislative intent.*

