
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. The legislature finds that for many years,
2 Hawaii has been one of the worst states in the nation in terms
3 of the per cent of total fatal traffic crashes that are alcohol
4 related. The use of ignition interlock devices has been a
5 proven means to stop intoxicated persons from driving. The
6 current law mandates that only a single vendor be selected by
7 the department of transportation to implement the statewide
8 ignition interlock program which deprives users of selecting
9 ignition interlock devices based on product quality, features,
10 and maintenance. Multiple vendors also ensure that ignition
11 interlock devices are more readily available for installation
12 and repair in a wide range of geographic areas throughout the
13 state.

14 The purpose of this Act is to promote consumer choice,
15 competition, and geographic availability by requiring the
16 department of transportation to select more than one certified



1 vendor to install ignition interlock devices pursuant to chapter
2 291E, Hawaii Revised Statutes.

3 SECTION 2. Section 291E-5, Hawaii Revised Statutes, is
4 amended to read as follows:

5 **"§291E-5 Ignition interlock user affordability.** The
6 director of transportation shall contract with the selected
7 ignition interlock [~~vender~~] vendors to provide partial financial
8 relief for the installation and the periodic calibration charges
9 to offenders who apply for such assistance and who are
10 recipients, at the time of license revocation or suspension, of
11 either food stamps under the Supplemental Nutrition Assistance
12 Program, or free services under the Older Americans Act or
13 Developmentally Disabled Assistance and Bill of Rights Act."

14 SECTION 3. Section 291E-6, Hawaii Revised Statutes, is
15 amended as follows:

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

17 "(a) The director of transportation shall establish and
18 administer a statewide program relating to certification and
19 monitoring of ignition interlock devices installed pursuant to
20 chapter 291E and shall select [~~a single vender~~] multiple vendors
21 to install and maintain them pursuant to chapter 103D."



1 2. By amending subsections (c) and (d) to read:

2 "(c) The program shall include standards and procedures
3 for the certification of the [~~vendor~~] vendors selected to
4 install and maintain ignition interlock devices pursuant to
5 chapter 291E. At a minimum, the standards shall require that
6 the [~~vendor~~] vendors:

7 (1) Install only an ignition interlock device that is
8 certified pursuant to this section;

9 (2) Offer or contract for ignition interlock device
10 installation and maintenance statewide;

11 (3) Train drivers who are required to install an ignition
12 interlock device, pursuant to chapter 291E, in how to
13 use the device;

14 (4) Schedule the driver for all necessary readings and
15 maintenance of the device; and

16 (5) Provide periodic reports regarding the use of each
17 ignition interlock device installed pursuant to
18 chapter 291E, including incidents of test failure,
19 attempts to circumvent the device, and dates, times,
20 and distances the vehicle was driven.



1 (d) The [~~vendor~~] vendors selected for installation and
2 maintenance of ignition interlock devices pursuant to chapter
3 291E shall be audited annually by the director of transportation
4 pursuant to this section and the rules adopted thereunder. The
5 director of transportation may require the [~~vendor~~] vendors to
6 pay for all or part of the costs incurred in conducting the
7 audit."

8 SECTION 4. Section 291E-6.5, Hawaii Revised Statutes, is
9 amended by amending subsection (d) to read as follows:

10 "(d) The administrative director of the courts shall
11 establish and administer a statewide program relating to
12 oversight of all continuous alcohol monitoring devices ordered
13 to be fitted pursuant to chapter 291E, and shall select [~~a~~
14 ~~single vendor~~] multiple vendors to fit, maintain and monitor
15 them. All costs associated with the device, including
16 administrative and operating costs, shall be paid by the person,
17 except that the vendor shall provide partial financial relief
18 for any charges to persons who apply for such assistance and who
19 are recipients, at the time of arrest, of either food stamps
20 under the Supplemental Nutrition Assistance Program, or free



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1 services under the Older Americans Act or Developmentally
2 Disabled Assistance and Bill of Rights Act."

3 SECTION 5. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 6. This Act shall take effect upon its approval.

6

INTRODUCED BY: _____

A handwritten signature in black ink, appearing to be "F. D. D.", written over a horizontal line.

S.B. NO. 2945

Report Title:

DOT; Ignition Interlock Devices

Description:

Requires the Department of Transportation to select multiple certified vendors to install ignition interlock devices.

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