

## ACT 64

H.B. NO. 2148

A Bill for an Act Relating to Motorcycle and Motor Scooter Insurance.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 431:10G-108, Hawaii Revised Statutes, is amended to read as follows:

**“§431:10G-108 Penalties.** Any person who violates this article shall be subject to a citation by the police and shall be subject to a nonsuspendable fine of not less than \$100 nor more than \$1,000, thirty days imprisonment, a one year driver’s license suspension, or any combination thereof, for each violation.

Any person cited under this section shall have an opportunity to present a good faith defense, including but not limited to lack of knowledge or proof of insurance. The general penalty provision of this section shall not apply to:

- (1) Any operator of a motorcycle or motor scooter owned by another person if the operator’s own insurance covers such driving;
- (2) Any operator of a motorcycle or motor scooter owned by that person’s employer during the normal scope of that person’s employment; or
- (3) Any operator of a borrowed motorcycle or motor scooter if the operator holds a reasonable belief that the subject vehicle is insured.”

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved April 27, 2000.)