
A BILL FOR AN ACT

RELATING TO DRIVER LICENSES.

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

1 SECTION 1. Section 286-108, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§286-108 Examination of applicants.** (a) Except as
4 provided in section 286-107.5(a), the examiner of drivers shall
5 examine every applicant for a driver's license, except as
6 otherwise provided in this part. The examination shall include
7 a test of:

- 8 (1) The applicant's eyesight and any further physical
9 examination that the examiner of drivers finds
10 necessary to determine the applicant's fitness to
11 operate a motor vehicle safely upon the highways;
- 12 (2) The applicant's ability to understand highway signs
13 regulating, warning, and directing traffic;
- 14 (3) The applicant's knowledge of the rules of the road
15 based on the traffic laws of the State and the traffic
16 ordinances of the county where the applicant resides
17 or intends to operate a motor vehicle; and



1 (4) The actual demonstration of ability to exercise
2 ordinary and reasonable control in the operation of a
3 motor vehicle.

4 The examinations shall be appropriate to the operation of the
5 category of motor vehicle for which the applicant seeks to be
6 licensed and shall be conducted as required by the director.

7 The examiner of drivers shall require every applicant to
8 comply with section 286-102.5.

9 The examiner of drivers may waive the actual demonstration
10 of ability to operate a motorcycle or motor scooter for any
11 person who furnishes evidence, to the satisfaction of the
12 examiner of drivers, that the person has completed the
13 motorcycle education course approved by the director in
14 accordance with section 431:10G-104.

15 At the time of examination, an application for voter
16 registration by mail shall be made available to every applicant
17 for a driver's license.

18 For the purposes of this section, the term "applicant" does
19 not include any person reactivating a license under section
20 286-107.5(a).

21 (b) The examiner of drivers shall require proof from every
22 applicant under the age of eighteen that the applicant has



1 completed a driver education program and a behind-the-wheel
2 driver training course certified by the director of
3 transportation. The examiner of drivers shall not examine any
4 applicant for a provisional license who is sixteen through
5 seventeen years of age unless the applicant holds and has held a
6 valid instruction permit under section 286-110, for a period of
7 no fewer than one hundred eighty days. If the applicant's
8 instruction permit has expired and a new instruction permit was
9 issued within thirty days of its expiration, the examiner of
10 drivers may examine the applicant without requiring an
11 additional one hundred eighty day period.

12 (c) The examiner of drivers may waive the actual
13 demonstration of ability to operate a motor vehicle for any
14 person who is at least eighteen years of age and who possesses a
15 valid driver's license issued to the applicant in any other
16 state of the United States, the District of Columbia, the
17 Commonwealth of Puerto Rico, American Samoa, Guam, a province of
18 the Dominion of Canada, or the Commonwealth of the Northern
19 Mariana Islands for the operation of vehicles in categories 1
20 through 3 of section 286-102.

21 (d) The examiner of drivers may waive the knowledge test
22 required under subsection (a)(2) and (a)(3) for any person who



1 is at least eighteen years of age and who possesses a valid
2 driver's license issued to the applicant in any other state of
3 the United States, the District of Columbia, the Commonwealth of
4 Puerto Rico, American Samoa, Guam, a province of the Dominion of
5 Canada, or the Commonwealth of the Northern Mariana Islands for
6 the operation of vehicles in categories 1 through 3 of section
7 286-102; provided that driver license records indicate that the
8 applicant was previously issued a Hawaii driver's license and
9 the expiration date of that license is no more than one year
10 after the date of application.

11 [~~d~~] (e) As part of the examination required by this
12 section, the applicant for a driver's license shall produce and
13 display a valid motor vehicle or liability insurance
14 identification card for the motor vehicle required by sections
15 431:10C-107 and 431:10G-106, when the applicant demonstrates the
16 ability to operate a motor vehicle to the satisfaction of the
17 examiner of drivers. If no valid motor vehicle or liability
18 insurance identification card is displayed, the examiner of
19 drivers shall not issue a driver's license to the applicant."

20 SECTION 2. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



H.B. NO. 1101

1 SECTION 3. This Act shall take effect on October 1, 2007.

2

INTRODUCED BY:

Calvin H. Boy

JAN 22 2007



Report Title:

Driver Licensing

Description:

Permits the examiner of drivers to waive the knowledge test for an applicant reapplying for a Hawaii driver's license where the applicant holds a valid license from another state or territory and the applicant's prior Hawaii license would have expired not more than one year after the date of the reapplication.

