

JAN 20 2017

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# A BILL FOR AN ACT

RELATING TO SELECTIVE SERVICE.

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

1           SECTION 1. The legislature recognizes that sufficient  
2 armed strength must be achieved and maintained to insure the  
3 security of the United States. In a free society, the  
4 obligations and privileges of serving in the armed forces and  
5 the reserve components should be shared in accordance with a  
6 system of selection that is fair and just, and consistent with  
7 maintaining an effective national economy.

8           The legislature finds that to achieve these national  
9 security goals, the United States Congress has enacted the  
10 United States Military Selective Service Act (50 U.S.C. App. 451  
11 et seq.), which requires all male citizens and males residing in  
12 the United States, except for lawfully admitted non-immigrants,  
13 to register with the Selective Service System upon reaching the  
14 age of eighteen.

15           The legislature further finds that any person who is not in  
16 compliance with the Military Selective Service Act is ineligible



1 for federal student financial assistance and employment within  
2 the executive branch of the federal government.

3 The purpose of this Act is to require compliance with the  
4 Military Selective Service Act to be eligible for enrollment in  
5 a state-supported post-secondary institution, qualify for state  
6 financial assistance for post-secondary education, or be  
7 eligible for state or county employment or service.

8 SECTION 2. The Hawaii Revised Statutes is amended by  
9 adding a new chapter to be appropriately designated and to read  
10 as follows:

11 "CHAPTER

12 SELECTIVE SERVICE REGISTRATION AWARENESS AND COMPLIANCE ACT

13 § -1 Short title. This chapter shall be known as the  
14 "Selective Service Registration Awareness and Compliance Act".

15 § -2 Definitions. As used in this chapter:

16 "Military Selective Service Act" means 50 United States  
17 Code App. 451 et seq.

18 § -3 Compliance; post-secondary education enrollment and  
19 financial assistance. (a) Notwithstanding any law to the  
20 contrary, any person who is not in compliance with the Military  
21 Selective Service Act shall not be:



1 (1) Permitted to enroll in, or receive education from, a  
2 state-supported post-secondary institution, including  
3 a university, college, community college, professional  
4 school, research facility, education center, or  
5 institution within the University of Hawaii system;  
6 and

7 (2) Eligible to receive a loan, grant, scholarship, or  
8 other financial assistance for post-secondary  
9 education that is provided by, supported by, or  
10 guaranteed by the State.

11 (b) The University of Hawaii shall ensure that applicants  
12 and enrollees under its jurisdiction comply with the Military  
13 Selective Service Act for the purposes of this section.

14 § -4 Compliance; state and county employment and  
15 service. (a) Notwithstanding any law to the contrary, male  
16 citizens of the United States and other males residing in the  
17 United States who are eighteen years of age and older and less  
18 than twenty-six years of age, who are not in compliance with the  
19 Military Selective Service Act, shall not be eligible for  
20 employment by the State or any political subdivision of the  
21 State and shall not be eligible for service for the State or any



1 political subdivision of the State including all offices, self-  
2 governing bodies, boards and commissions, departments, agencies,  
3 institutions, and instrumentalities.

4 (b) The State and respective counties shall ensure that  
5 employees under their jurisdiction comply with the Military  
6 Selective Service Act for the purposes of this section.

7 § -5 **Exceptions.** A person shall not be denied a right,  
8 privilege, or benefit under this chapter for noncompliance with  
9 the Military Selective Service Act if the person is:

- 10 (1) Under eighteen years of age or twenty-six years of age  
11 and older;
- 12 (2) In the armed forces of the United States on active  
13 duty, other than in a reserve or National Guard unit  
14 or has already served in the armed forces or has a  
15 condition that would preclude acceptability for  
16 military service;
- 17 (3) Neither a United States citizen nor a resident  
18 immigrant;
- 19 (4) A permanent resident of the Trust Territory of the  
20 Pacific Island or the Northern Mariana Islands; or



1 (5) Is excused from registration for some other reason  
2 provided by the Military Selective Service Act and  
3 that reason is included in a written statement.

4 § -6 **Severability.** If any provision of this chapter, or  
5 the application thereof to any person or circumstance is held  
6 invalid, the invalidity does not affect other provisions or  
7 applications of the chapter which can be given without the  
8 invalid provision or application, and to this end the provisions  
9 of this chapter are severable."

10 SECTION 3. Section 249-9.2, Hawaii Revised Statutes, is  
11 amended to read as follows:

12 "§249-9.2 **Special number plates; military service[-] and**  
13 **selective service.** (a) In lieu of the number plates contracted  
14 on behalf of the counties by the director of finance of the city  
15 and county of Honolulu, the director of finance shall provide,  
16 for a fee, one set of special number plates upon the receipt of  
17 an application together with:

18 (1) Specific proof that the applicant was awarded the  
19 Purple Heart by the United States Department of  
20 Defense for wounds received in military or naval  
21 combat against an armed enemy of the United States;



- 1           (2) Certification that the applicant is a veteran;
- 2           (3) Specific proof that the applicant was serving the  
3           United States in the military or as a civilian, on  
4           Oahu, or offshore at a distance of not more than three  
5           miles at the time of the December 7, 1941, attack on  
6           Pearl Harbor. Certification from the Hawaii state  
7           chairperson of the Pearl Harbor Survivors Association  
8           shall constitute sufficient proof;
- 9           (4) Specific proof that the applicant was confined as a  
10           prisoner of war while providing military service to  
11           the United States;
- 12           (5) Certification from the United States Department of  
13           Veterans Affairs or the state office of veterans'  
14           services that the applicant is a combat veteran or a  
15           veteran of the Vietnam conflict, the Korean conflict,  
16           World War II, or the Persian Gulf conflict; [e~~x~~]
- 17           (6) Specific proof that the applicant would qualify for a  
18           gold star lapel button under the criteria established  
19           by title 10 United States Code section 1126; provided  
20           that the applicant shall not be disqualified for the  
21           special number plates because the applicant is the



1           grandparent of the deceased member of the United  
2           States armed forces; or  
3           (7) Certification by the Hawaii state director of the  
4           United States Selective Service System that the  
5           applicant is either:  
6           (A) A member of a Hawaii selective service local  
7           board; or  
8           (B) The Hawaii state director of the United States  
9           Selective Service System;  
10          provided that applicants, except civilian applicants under  
11          paragraph (3) and civilian applicants and applicants who are  
12          currently serving the United States in the military under  
13          paragraph (6), shall also provide a copy of the applicant's most  
14          recent discharge paper or separation document that indicates an  
15          honorable discharge or general (under honorable conditions)  
16          discharge from active duty.  
17          (b) The design of the plates for:  
18               (1) Purple heart recipients shall include the words  
19               "COMBAT WOUNDED";  
20               (2) Veterans shall include the word "VETERAN";



- 1 (3) Pearl Harbor survivors shall include the words "PEARL  
2 HARBOR SURVIVOR";
- 3 (4) Former prisoners of war shall include the words  
4 "FORMER PRISONER OF WAR";
- 5 (5) Combat veterans shall include the words "COMBAT  
6 VETERAN";
- 7 (6) Veterans of the Vietnam conflict shall include the  
8 words "VIETNAM VETERAN";
- 9 (7) Veterans of the Korean conflict shall include the  
10 words "KOREA VETERAN";
- 11 (8) Veterans of World War II shall include the words  
12 "WORLD WAR II VETERAN";
- 13 (9) Veterans of the Persian Gulf conflict shall include  
14 the words "PERSIAN GULF VETERAN"; [and]
- 15 (10) Gold star family members, including grandparents,  
16 shall include the words "GOLD STAR FAMILY" [-] i
- 17 (11) Members of Hawaii state selective service local boards  
18 shall include the words "SELECTIVE SERVICE BOARD  
19 MEMBER"; and



1        (12) The Hawaii state director of the United States  
2                    Selective Service System shall include the words  
3                    "SELECTIVE SERVICE STATE DIRECTOR".

4            These designations shall be imprinted on the left side of  
5 the license plates in a manner similar to congressional and  
6 honorary consul license plates.

7            (c) Registration certificates and license plates issued  
8 under this section shall not be transferable to any other  
9 person. Special number plates for military or selective service  
10 shall be assigned to a noncommercial passenger motor vehicle, a  
11 noncommercial motorcycle, or motor scooter registered in the  
12 name of the qualified applicant and shall be available in any  
13 category of special number plates for military or selective  
14 service. Prior to the transfer of the ownership of the  
15 qualified person's vehicle to another party, the special number  
16 plates shall be surrendered to the director of finance as a  
17 condition to the issuance of replacement special number plates;  
18 provided that the director of finance shall allow the survivor  
19 of the qualified person, upon request, to retain the front  
20 special number plate as a memorial.



1 (d) The director of finance shall authorize the design of  
2 a license plate that is readily identifiable and distinguishable  
3 under actual traffic conditions and shall adopt rules pursuant  
4 to chapter 91 to carry out this section."

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

7 SECTION 5. This Act shall take effect upon its approval.  
8

INTRODUCED BY: ~~AND~~ AC. *Keith-Adams*

*Clarence K. Cristobal*

*J. J. [Signature]*



# S.B. NO. 419

**Report Title:**

Selective Service Registration Awareness and Compliance Act;  
Special Number Plates; Selective Service

**Description:**

Requires compliance with the Military Selective Service Act to be eligible for enrollment in a state-supported post-secondary institution, qualify for state financial assistance for post-secondary education, or be eligible for state or county employment or service. Provides exceptions. Establishes special number plates for members of Hawaii selective service local boards and the selective service state director.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

