

JAN 17 2020

A BILL FOR AN ACT

RELATING TO THE STATEWIDE TRAFFIC CODE.

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

1 SECTION 1. Section 291C-12, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§291C-12 Accidents involving death or serious bodily
4 injury. (a) The driver of any vehicle involved in an accident
5 resulting in serious bodily injury to or death of any person
6 shall immediately stop the vehicle at the scene of the accident
7 or as close thereto as possible but shall then forthwith return
8 to and in every event shall remain at the scene of the accident
9 until the driver has fulfilled the requirements of section
10 291C-14. Every such stop shall be made without obstructing
11 traffic more than is necessary.

12 (b) Any person who violates subsection (a) shall be guilty
13 of a class B felony.

14 (c) The license or permit to drive and any nonresident
15 operating privilege of the person so convicted shall be revoked.



1 (d) For any violation under this section, a surcharge of
2 \$500 shall be imposed, in addition to any other penalties, and
3 shall be deposited into the neurotrauma special fund.

4 (e) For any violation under this section, a surcharge of
5 up to \$500 may be imposed, in addition to other penalties, which
6 shall be deposited into the trauma system special fund.

7 (f) For purposes of this section, "accident" includes a
8 collision."

9 SECTION 2. Section 291C-12.5, Hawaii Revised Statutes, is
10 amended to read as follows:

11 **"§291C-12.5 Accidents involving substantial bodily injury.**

12 (a) The driver of any vehicle involved in an accident resulting
13 in substantial bodily injury to any person shall immediately
14 stop the vehicle at the scene of the accident or as close
15 thereto as possible but shall then forthwith return to and in
16 every event shall remain at the scene of the accident until the
17 driver has fulfilled the requirements of section 291C-14. Every
18 such stop shall be made without obstructing traffic more than is
19 necessary.

20 (b) Any person who violates subsection (a) shall be guilty
21 of a class C felony.



1 (c) For any violation under this section, a surcharge of
2 \$250 shall be imposed, in addition to any other penalties, and
3 shall be deposited into the neurotrauma special fund.

4 (d) For any violation under this section, a surcharge of
5 up to \$250 may be imposed, in addition to other penalties, which
6 shall be deposited into the trauma system special fund.

7 (e) For purposes of this section, "accident" includes a
8 collision."

9 SECTION 3. Section 291C-12.6, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§291C-12.6 Accidents involving bodily injury.** (a) The
12 driver of any vehicle involved in an accident resulting in
13 bodily injury to any person shall immediately stop the vehicle
14 at the scene of the accident or as close thereto as possible but
15 shall then forthwith return to and in every event shall remain
16 at the scene of the accident until the driver has fulfilled the
17 requirements of section 291C-14. Every such stop shall be made
18 without obstructing traffic more than is necessary.

19 (b) Any person who violates subsection (a) shall be guilty
20 of a misdemeanor.



1 (c) For any violation under this section, a surcharge of
2 \$100 shall be imposed, in addition to any other penalties, and
3 shall be deposited into the neurotrauma special fund.

4 (d) For any violation under this section, a surcharge of
5 up to \$100 may be imposed, in addition to other penalties, which
6 shall be deposited into the trauma system special fund.

7 (e) For purposes of this section, "accident" includes a
8 collision."

9 SECTION 4. Section 291C-13, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§291C-13 Accidents involving damage to vehicle or**
12 **property.** (a) The driver of any vehicle involved in an
13 accident resulting only in damage to a vehicle or other property
14 that is driven or attended by any person shall immediately stop
15 such vehicle at the scene of the accident or as close thereto as
16 possible, but shall forthwith return to, and in every event
17 shall remain at, the scene of the accident until the driver has
18 fulfilled the requirements of section 291C-14. Every such stop
19 shall be made without obstructing traffic more than is
20 necessary. For any violation under this section, a surcharge of



1 up to \$100 may be imposed, in addition to other penalties, which
2 shall be deposited into the trauma system special fund.

3 (b) For purposes of this section, "accident" includes a
4 collision."

5 SECTION 5. Section 291C-14, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "**§291C-14 Duty to give information and render aid.** (a)
8 The driver of any vehicle involved in an accident resulting in
9 injury to or death of any person or damage to any vehicle or
10 other property which is driven or attended by any person shall
11 give the driver's name, address, and the registration number of
12 the vehicle the driver is driving, and shall upon request and if
13 available exhibit the driver's license or permit to drive to any
14 person injured in the accident or to the driver or occupant of
15 or person attending any vehicle or other property damaged in the
16 accident and shall give such information and upon request
17 exhibit such license or permit to any police officer at the
18 scene of the accident or who is investigating the accident and
19 shall render to any person injured in the accident reasonable
20 assistance, including the carrying, or the making of
21 arrangements for the carrying, of the person to a physician,



1 surgeon, or hospital for medical or surgical treatment if it is
2 apparent that such treatment is necessary, or if such carrying
3 is requested by the injured person; provided that if the vehicle
4 involved in the accident is a bicycle, the driver of the bicycle
5 need not exhibit a license or permit to drive.

6 (b) In the event that none of the persons specified is in
7 condition to receive the information to which they otherwise
8 would be entitled under subsection (a), and no police officer is
9 present, the driver of any vehicle involved in the accident
10 after fulfilling all other requirements of section 291C-12,
11 291C-12.5, or 291C-12.6, and subsection (a) of this section,
12 insofar as possible on the driver's part to be performed, shall
13 forthwith report the accident to the nearest police officer and
14 submit thereto the information specified in subsection (a).

15 (c) For any violation under this section, a surcharge of
16 up to \$100 may be imposed, in addition to other penalties, which
17 shall be deposited into the trauma system special fund.

18 (d) For purposes of this section, "accident" includes a
19 collision."

20 SECTION 6. New statutory material is underscored.

21



S.B. NO. 2508

1 SECTION 7. This Act shall take effect upon its approval.

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INTRODUCED BY: *Francis L. Arroyo*
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S.B. NO. 2508

Report Title:

Statewide Traffic Code; Accident; Collision

Description:

Clarifies that the term "accident" includes a collision for purposes of certain provision of the statewide traffic code.

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

