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# A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Chapter 279L, Hawaii Revised Statutes, is,  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "§279L- Parking; regulation. (a) The department of  
5 transportation may regulate parking utilized by peer-to-peer car  
6 sharing at state airports.

7 (b) The counties may, by ordinance, regulate parking  
8 utilized by shared cars."

9 SECTION 2. Section 431:10C-802, Hawaii Revised Statutes,  
10 is amended by amending subsection (a) to read as follows:

11 "(a) A peer-to-peer car-sharing program shall ensure  
12 that during each car-sharing period, the shared car [~~shall~~  
13 ~~be~~] is insured under a motor vehicle insurance policy that  
14 [~~shall provide~~] provides:

15 (1) Primary insurance coverage for each shared car  
16 available and used through a peer-to-peer car-  
17 sharing program in amounts [~~not~~] no less than  
18 [\$750,000] four times the amounts set forth in



1 section 431:10C-301(b) for death, bodily injury, and  
2 property damage per accident, and costs of defense  
3 outside the limits;

4 (2) Primary insurance coverage for each shared car  
5 available and used through a peer-to-peer car-  
6 sharing program for personal injury protection  
7 coverage that meets the minimum coverage amounts  
8 required by section 431:10C-103.5; and

9 (3) The following optional coverages, which any named  
10 insured may elect to reject or purchase, that  
11 provides primary coverage for each shared car  
12 available and used through a peer-to-peer car-  
13 sharing program:

14 (A) Uninsured and underinsured motorist coverages  
15 as provided in section 431:10C-301, which shall  
16 be equal to the primary liability limits  
17 specified in this section; provided that  
18 uninsured and underinsured motorist coverage  
19 offers shall provide for written rejection of  
20 the coverages as provided in section 431:10C-  
21 301;



- 1 (B) Uninsured and underinsured motorist coverage  
2 stacking options as provided in section  
3 431:10C-301; provided that the offer of the  
4 stacking options shall provide for written  
5 rejection as provided in section 431:10C-301;
- 6 (C) An offer of required optional additional  
7 insurance coverages as provided in section  
8 431:10C-302; and
- 9 (D) In the event the only named insured under the  
10 motor vehicle insurance policy issued pursuant  
11 to this section is the peer-to-peer car-sharing  
12 program, the insurer or the peer-to-peer car-  
13 sharing program shall:
- 14 (i) Disclose the coverages in writing to the  
15 [~~peer-to-peer car sharing~~] shared car  
16 driver;
- 17 (ii) Disclose to the [~~peer-to-peer car sharing~~]  
18 shared car driver in writing that all  
19 optional coverages available may not have  
20 been purchased under sections 431:10C-301  
21 and 431:10C-302; and



1 (iii) Obtain a written acknowledgement from the  
2 [~~peer-to-peer car sharing~~] shared car  
3 driver of receipt of the written  
4 disclosures required in paragraphs (1) and  
5 (2). The standard disclosure forms used  
6 in paragraphs (1) and (2), and every  
7 modification of [~~such~~] forms intended to  
8 be used, shall be filed with the  
9 commissioner within fifteen days of  
10 providing [~~such~~] the disclosure to the  
11 [~~peer-to-peer car sharing~~] shared car  
12 driver. The insurer or the peer-to-peer  
13 car-sharing program shall also send to the  
14 [~~peer-to-peer car sharing~~] shared car  
15 driver every modified disclosure form  
16 within fifteen days of the filing of  
17 [~~such~~] the modified disclosure form and  
18 comply with paragraph (3). [~~Such~~] The  
19 disclosures and acknowledgement may be  
20 sent and received by electronic means."



1 SECTION 3. Act 56, Session Laws of Hawaii 2022, is amended  
2 by amending section 5 to read as follows:

3 "SECTION 5. This Act shall take effect on January 1,  
4 2023 [~~and shall be repealed on June 30, 2025~~]."

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 on January 1, 2024.



**Report Title:**

Peer-to-Peer Car Sharing; DOT; Airports; Counties; Highways;  
Parking; Regulation; Insurance; Shared Cars

**Description:**

Authorizes the Department of Transportation to regulate the parking of shared cars at state airports. Authorizes the counties to regulate the parking utilized by shared cars. Amends the required coverage for shared cars that are made available through a peer-to-peer car-sharing program during the car-sharing period. Makes permanent peer-to-peer car-sharing insurance requirements. Effective 1/1/2024. (CD1)

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

