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# A BILL FOR AN ACT

RELATING TO THE ROAD USAGE CHARGE PROGRAM.

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

1           SECTION 1. The legislature finds that, as fuel tax  
2 revenues decrease, the department of transportation has  
3 recommended the adoption of a per-mile road usage charge to  
4 provide fair and sustainable funding for the State's road  
5 infrastructure. The legislature further finds that with its  
6 existing vehicle inspection program, Hawaii is well-positioned  
7 to transition to a per-mile road usage charge system with low  
8 administrative costs. In 2019, the legislature enacted an  
9 annual registration surcharge on electric vehicles to account  
10 for their road usage. The legislature now finds that replacing  
11 the existing annual \$50 registration surcharge on electric  
12 vehicles with a mileage-based road usage charge for electric  
13 vehicles is a first step in the eventual statewide transition to  
14 a per-mile road usage charge for all vehicles, which will serve  
15 as a replacement of the state motor fuel tax with all vehicles  
16 paying the per-mile road usage charge. With the increase in  
17 public support for fuel-efficient electric and alternative fuel



1 vehicles, the shift to a charge based on road usage is fair to  
2 all drivers within the State and ensures that the owners of all  
3 vehicles including alternative fuel vehicles pay a fair share of  
4 Hawaii's roadway maintenance costs. To implement a per-mile road  
5 usage charge program, the legislature further finds that a long-  
6 term implementation plan would aid in the deployment and  
7 eventual inclusion of all passenger vehicles and light duty  
8 trucks.

9 The purpose of this Act is to:

- 10 (1) Create a mileage-based road usage charge to replace  
11 state motor fuel taxes for electric vehicles, to be  
12 developed by the department of transportation;
- 13 (2) Eliminate the annual state vehicle registration  
14 surcharge for electric vehicles;
- 15 (3) Allow electric vehicle owners a choice of paying a  
16 registration surcharge or a per-mile road usage charge  
17 until 2033;
- 18 (4) Amend certain requirements for motor vehicle  
19 registration applications and certificates of  
20 inspection; and



1 (5) Appropriate funds for the initial implementation of  
2 the mileage-based road usage charge.

3 SECTION 2. Chapter 249, Hawaii Revised Statutes, is  
4 amended by adding a new section to be appropriately designated  
5 and to read as follows:

6 **"§249- State mileage-based road usage charge. (a)**  
7 Beginning July 1, 2025, in addition to all other fees and taxes  
8 levied by this chapter, electric vehicles shall be subject to a  
9 state mileage-based road usage charge. The state mileage-based  
10 road usage charge shall be calculated by the county director of  
11 finance at the rate of 0.8 cents per mile traveled, multiplied  
12 by the number of miles traveled, less the estimated amount of  
13 paid state fuel taxes that correspond with the number of miles  
14 traveled. The department shall adopt rules pursuant to chapter  
15 91 to determine the method for calculating the estimated amount  
16 of paid state fuel taxes that correspond with the number of  
17 miles traveled. The number of miles traveled shall be  
18 calculated as the difference between the vehicle's two most  
19 recent odometer readings, as noted on the vehicle's certificate  
20 of inspection pursuant to section 286-26(e). The state mileage-  
21 based road usage charge shall not be less than \$0 dollars. For



1 the first registration renewal of new motor vehicles for which  
2 no certificate of inspection is required, the state mileage-  
3 based road usage charge assessed shall be \$50, and such amount  
4 once paid shall be subtracted from the calculation of the state  
5 mileage-based road usage charge upon that vehicle's second  
6 registration renewal.

7 (b) The state mileage-based road usage charge shall be  
8 paid each year following the vehicle's most recent inspection  
9 together with all other taxes and fees levied by this chapter on  
10 a staggered basis as established by each county as authorized by  
11 section 286-51, and the state mileage-based road usage charge  
12 shall likewise be staggered so that the state mileage-based road  
13 usage charge is due and payable at the same time and shall be  
14 collected together with the county registration fee. The state  
15 mileage-based road usage charge shall be deemed delinquent if  
16 not paid with the county registration fee. The respective  
17 counties shall collect this road usage charge together with the  
18 vehicle registration tax collected for the county and shall  
19 transfer the moneys collected under this section to the state  
20 director of finance for deposit into the state highway fund  
21 established under section 248-8.



1        (c) Vehicles subject to the state mileage-based road usage  
2 charge shall include all electric vehicles in the State except  
3 for vehicles that qualify for any of the exemptions in sections  
4 249-4, 249-5.5, 249-6, and 249-6.5.

5        (d) Until June 30, 2028, owners of electric vehicles shall  
6 be offered a choice to pay a \$50 registration surcharge in lieu  
7 of the state mileage-based road usage charge.

8        (e) The department of transportation shall develop a long-  
9 term mileage-based road usage charge implementation plan that  
10 includes findings, recommendations, implementation phase  
11 schedules, and proposed legislation for deployment of a state  
12 mileage-based road usage charge program to encompass all  
13 passenger vehicles and light duty trucks by December 31, 2033.  
14 This plan shall also include recommendations on how to ensure  
15 compatibility with deployment of mileage-based road usage charge  
16 by any county. This plan shall be completed and submitted to  
17 the legislature no later than twenty days prior to the convening  
18 of the regular session of 2026.

19        (f) The department of transportation shall adopt rules  
20 pursuant to chapter 91 for establishing and administering the  
21 state mileage-based road usage charge.



1           (g) For the purposes of this section, "electric vehicle"  
2 means a vehicle, with four or more wheels, a gross vehicle  
3 weight rating less than or equal to ten thousand pounds, and the  
4 capability to operate legally at a speed of more than thirty-  
5 five miles per hour, that draws propulsion energy exclusively  
6 from a battery that can be recharged from an external source of  
7 electricity."

8           SECTION 3. Section 249-31, Hawaii Revised Statutes, is  
9 amended by amending subsection (a) to read as follows:

10           "(a) All vehicles and motor vehicles in the State as  
11 defined in section 249-1, including antique motor vehicles,  
12 except as otherwise provided in sections 249-4, 249-6, and  
13 249-31.5, shall be subject to a \$45 annual vehicle registration  
14 fee; provided that [~~electric vehicles and~~] alternative fuel  
15 vehicles shall pay an annual vehicle registration surcharge  
16 [~~fee~~] of \$50, which shall be assessed and collected beginning  
17 with the first registration renewal for every [~~electric vehicle~~  
18 ~~and~~] alternative fuel vehicle and shall be deposited into the  
19 state highway fund established under section 248-8. The [~~fee~~]  
20 surcharge shall be paid each year together with all other taxes  
21 and fees levied by this chapter on a staggered basis as



1 established by each county as authorized by section 286-51, and  
2 the state registration for that county shall likewise be  
3 staggered so that the state registration fee is due and payable  
4 at the same time and shall be collected together with the county  
5 fee. The state registration fee shall be deemed delinquent if  
6 not paid with the county registration fee. The respective  
7 counties shall collect this fee together with the vehicle  
8 registration tax collected for the county and shall transfer the  
9 moneys collected under this section to the State.

10 For the purposes of this subsection, "alternative fuel  
11 vehicle" means a vehicle equipped to be powered by a non-  
12 petroleum-based fuel, but excludes an electric vehicle as  
13 defined in section 249- (g)."

14 SECTION 4. Section 286-26, Hawaii Revised Statutes, is  
15 amended by amending subsection (e) to read as follows:

16 "(e) Upon application for a certificate of inspection to  
17 be issued for a vehicle or moped, an inspection as prescribed by  
18 the director under subsection (g) shall be conducted on the  
19 vehicle or moped, and if the vehicle or moped is found to be in  
20 a safe operating condition, a certificate of inspection shall be  
21 issued upon payment of a fee to be determined by the director.



1 The certificate shall state the effective date, the termination  
2 date, the name of the issuing insurance carrier, [~~and~~] the  
3 policy number of the motor vehicle insurance identification card  
4 for the inspected motor vehicle as specified by section 431:10C-  
5 107 or state the information contained in the proof of insurance  
6 card as specified by section 431:10G-106[-], and the odometer  
7 reading of the vehicle on the date of inspection. A sticker,  
8 authorized by the director, shall be affixed to the vehicle or  
9 moped at the time a certificate of inspection is issued. An  
10 inspection sticker [~~which~~] that has been lost, stolen, or  
11 destroyed shall be replaced without reinspection by the  
12 inspection station that issued the original inspection sticker  
13 upon presentation of the current certificate of inspection;  
14 provided that the current certificate of inspection and  
15 inspection sticker shall not have expired at the time the  
16 replacement is requested. The director shall adopt rules to  
17 determine the fee for replacement of lost, stolen, or destroyed  
18 inspection stickers."

19 SECTION 5. Section 286-41, Hawaii Revised Statutes, is  
20 amended by amending subsection (b) to read as follows:





1 may be necessary for fiscal year 2023-2024 to be used with  
2 available federal funds, for the initial implementation of the  
3 state mileage-based road user charge established pursuant to  
4 section 2 of this Act.

5 The sum appropriated shall be expended by the department of  
6 transportation for the purposes of this Act.

7 SECTION 7. Statutory material to be repealed is bracketed  
8 and stricken. New statutory material is underscored.

9 SECTION 8. This Act shall take effect on June 30, 3000.



**Report Title:**

Department of Transportation; Electric Vehicles; Road Usage Charge; Mileage-Based Road Usage Fees; Report; Appropriation

**Description:**

Creates a mileage-based road usage charge to replace state motor fuel taxes, beginning on 7/1/2025, for electric vehicles. Eliminates the \$50 annual state vehicle registration surcharge for electric vehicles. Allows electric vehicles a choice of paying a registration surcharge or a per-mile road usage charge until 2033. Requires motor vehicle registration applications to specify the type of fuel for which the vehicle is adapted. Requires certificates of inspection to state the odometer reading. Requires the department of transportation to plan for the deployment of a state mileage-based road user charge program by 2033 and submit a report to the legislature. Appropriates funds. Effective 6/30/3000. (HD2)

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

