
A BILL FOR AN ACT

RELATING TO DIGITAL IDENTIFICATION.

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

1 SECTION 1. Section 286-116, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Every licensee shall have a valid driver's license in
4 the licensee's immediate possession at all times, and a valid
5 motor vehicle or liability insurance identification card
6 applicable to the motor vehicle operated as required under
7 ~~[section]~~ sections 431:10C-107 and ~~[section]~~ 431:10G-106, when
8 operating a motor vehicle, and shall display the same upon
9 demand of a ~~[police]~~ law enforcement officer. Every ~~[police~~
10 ~~officer or]~~ law enforcement officer when stopping a vehicle or
11 inspecting a vehicle for any reason shall demand that the driver
12 or owner display the driver's or owner's driver's license and
13 insurance identification card.

14 Upon demand, the driver or owner may display ~~[the]~~ :

15 (1) A mobile driver's license; provided that the officer
16 has the device capability to verify the mobile
17 driver's license; or



1 (2) The driver's or owner's electronic motor vehicle
2 insurance identification card,
3 on a mobile electronic device, as defined in section 291C-137.
4 For the purposes of this section, when a person uses a mobile
5 electronic device to display [~~an~~] a mobile driver's license or
6 electronic motor vehicle insurance identification card to a
7 [~~police officer or~~] law enforcement officer, the officer may
8 only view the mobile driver's license or electronic motor
9 vehicle insurance identification card and shall be otherwise
10 prohibited from viewing any other content on the mobile
11 electronic device. Whenever a person presents a mobile
12 electronic device pursuant to this section, that person assumes
13 all liability for any damage to the mobile electronic device.

14 No person charged with violating this section shall be
15 convicted if the person produces in court, or proves from the
16 proper official or other records, that the person was the holder
17 of a driver's license or a motor vehicle or liability insurance
18 identification card and policy conforming to [~~article~~] articles
19 10C and [~~article~~] 10G of chapter 431 or a certificate of self-
20 insurance issued by the insurance commissioner pursuant to
21 [~~section~~] sections 431:10C-107 and [~~section~~] 431:10G-103,



1 theretofore issued to the person and valid at the time of the
2 person's arrest."

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Digitized Identification Cards; Valid Identification

Description:

Authorizes the display of a mobile driver's license to a law enforcement officer on a mobile electronic device, under certain conditions. Limits a law enforcement officer's access to only the information necessary to verify the driver's license credential when displayed electronically. (CD1)

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