

A Bill for an Act Relating to Sentencing.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 286-30, Hawaii Revised Statutes, is amended to read as follows:

**“§286-30 False certificates.** Any person who makes, issues, or knowingly uses any imitation or counterfeit of an official certificate of inspection, or any person who displays or causes or permits to be displayed upon any vehicle any certificate of inspection knowing the same to be issued for another vehicle or issued without an inspection having been made or issued without authority as provided herein shall be fined not more than \$1,000 or imprisoned not more than [one year,] thirty days, or both.”

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

**“§291-2 Reckless driving of vehicle or riding of animals; penalty.** Whoever operates any vehicle or rides any animal recklessly in disregard of the safety of persons or property is guilty of reckless driving of vehicle or reckless riding of an animal, as appropriate, and shall be fined not more than \$1,000 or imprisoned not more than [one year] thirty days, or both.”

SECTION 3. Section 291-3.1, Hawaii Revised Statutes, is amended to read as follows:

**“§291-3.1 Consuming or possessing intoxicating liquor while operating motor vehicle or moped.** (a) No person shall consume any intoxicating liquor while operating a motor vehicle or moped upon any public street, road, or highway.

(b) No person shall possess, while operating a motor vehicle or moped upon any public street, road, or highway, any bottle, can, or other receptacle containing any intoxicating liquor which has been opened, or a seal broken, or the contents of which have been partially removed.

(c) This section shall not apply to the living quarters of a trailer or camper.

(d) Any person violating this section shall be [guilty of a misdemeanor.] fined not more than \$2,000 or imprisoned not more than thirty days, or both.”

SECTION 4. Section 291-12, Hawaii Revised Statutes, is amended to read as follows:

**“§291-12 Inattention to driving.** Whoever operates any vehicle without due care or in a manner as to cause a collision with, or injury or damage to, as the case may be, any person, vehicle or other property shall be fined not more than \$500 or imprisoned not more than [six months,] thirty days, or both.”

SECTION 5. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 6. This Act shall take effect upon its approval.

(Approved July 20, 1998.)