
A BILL FOR AN ACT

RELATING TO VOTING.

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

1 SECTION 1. Chapter 11, Hawaii Revised Statutes, is amended
2 by adding a new section to part II be appropriately designated
3 and to read as follows:

4 **"§11- Applications for a driver's license or state**
5 **identification card.** (a) Notwithstanding any law to the
6 contrary, an affidavit on application for voter registration
7 shall be a part of the application associated with the issuance
8 of a civil identification card under section 286-301 and
9 driver's license under section 286-109.

10 (b) Applications for a civil identification card or
11 driver's license will not be processed until the applicant
12 clearly indicates on the application that they are declining to
13 register to vote or the portion of the application related to
14 voter registration is completed."

15 SECTION 2. Section 286-109, Hawaii Revised Statutes, is
16 amended to read as follows:

17 **"§286-109 General provision governing the issuance of**
18 **licenses.** (a) Upon payment of the required fee and upon



1 demonstrating the ability to operate a certain category or
2 categories of motor vehicles to the satisfaction of the examiner
3 of drivers, an applicant for a driver's license shall be issued
4 a single license of a design approved by the director of
5 transportation upon which is made a notation of:

- 6 (1) The category or categories of motor vehicles the
7 applicant may operate;
- 8 (2) Any restrictive provisions to which the license is
9 subject;
- 10 (3) Veteran status, if desired by the applicant; provided
11 that the notation shall be on the front of the license
12 and shall not include any designation other than the
13 term "veteran"; and
- 14 (4) When the license is issued to a person under twenty-
15 one years of age, a statement, in clearly legible
16 print that shall contrast with the other information
17 appearing on the license, which indicates the date on
18 which the person will attain the age of twenty-one
19 years.



1 As used in this subsection, "veteran" means any person who
2 served in any of the uniformed services of the United States and
3 was discharged under conditions other than dishonorable.

4 (b) The examiner of drivers shall not issue or renew any
5 driver's license using the driver's social security number on
6 the driver's license.

7 (c) Statutes of limitations and other provisions of this
8 chapter notwithstanding, no driver's license or instruction
9 permit shall be issued or renewed under this section, where the
10 examiner of drivers is notified by the district judge, traffic
11 violations bureaus of the district courts, or the judge of the
12 circuit court that the applicant has failed to respond to a
13 traffic citation or summons, or failed to appear in court after
14 an arrest for the violation of any traffic laws of a county,
15 this chapter or chapter 286G, 287, 290, 291, or 291C, or of any
16 motor vehicle insurance laws under article 10C of chapter 431,
17 or of any motorcycle or motor scooter insurance laws under
18 article 10G of chapter 431, and the same remains delinquent and
19 outstanding, or the applicant, has as of the time of the
20 application, failed to comply in full with all orders of the
21 court; provided that the district court with whose order an



1 applicant has failed to comply in full, may approve the issuance
2 or renewal of a driver's license or instruction permit other
3 than a commercial driver's license upon conditions imposed by
4 the court for the satisfaction of the outstanding court order
5 and any other conditions as may be imposed by the court, if one
6 or more of the following conditions are met:

7 (1) The applicant is gainfully employed in a position that
8 requires driving and will be discharged if the
9 applicant is unable to drive; or

10 (2) The applicant has no access to alternative
11 transportation and therefore must drive to work;
12 provided further that if the applicant has failed to comply in
13 full with orders of the district court of more than one circuit,
14 the applicant shall obtain the approval of the district court of
15 each circuit in which the applicant has an outstanding court
16 order before a driver's license or instruction permit may be
17 issued or renewed under this subsection.

18 A driver's license or instruction permit issued or renewed
19 under this subsection shall be subject to immediate suspension
20 by the court upon the applicant's failure to remain in full
21 compliance with all conditions imposed by the court for the



1 issuance or renewal of the driver's license or instruction
 2 permit. The examiner of drivers may place an indication of
 3 restriction upon a driver's license or instruction permit issued
 4 or renewed under this subsection. Proof of financial
 5 responsibility under section 287-20 shall not apply to the
 6 issuance or renewal of driver's licenses or instruction permits
 7 under this subsection.

8 (d) An application for a driver's license shall include
 9 the information required under section 11- ."

10 SECTION 3. Section 286-301, Hawaii Revised Statutes, is
 11 amended to read as follows:

12 **"[+]§286-301[+] Issuance of identification card or**
 13 **temporary card.** (a) To obtain an identification card from the
 14 examiner of drivers, an individual shall complete an application
 15 pursuant to section 286-303.

16 (b) The examiner of drivers, upon receipt of the
 17 application by any individual who is a resident or a temporary
 18 resident of this State, shall issue an identification card to
 19 that individual upon receipt of any appropriate fee established
 20 pursuant to section 286-309.



1 (c) The identification card shall be similar in size,
2 shape, and design to a driver's license, but shall not entitle
3 the individual to whom it is issued to operate a motor vehicle.

4 (d) The issuance of an identification card pursuant to
5 this section shall not place upon the State of Hawaii or any
6 agency any liability for the misuse or the acceptance of the
7 identification card as valid identification, which shall be left
8 entirely to the discretion of any individual to whom such card
9 is presented.

10 (e) An application for an identification card from the
11 examiner of drivers shall include the information required under
12 section 11- ."

13 SECTION 4. Section 286-311, Hawaii Revised Statutes, is
14 amended by amending subsection (a) to read as follows:

15 "(a) [~~All~~] Except for purposes of sections 286-109 and
16 286-301, information and records acquired by the examiner of
17 drivers under this part shall be confidential. All information
18 and records shall be maintained in an appropriate form and in an
19 appropriate office in the custody and under the control of the
20 examiner. The information shall be available only to authorized
21 individuals under such restrictions as the director shall



1 prescribe. The examiner may dispose of any application or
2 identification card, or information or record relating to the
3 application or identification card, which does not include a
4 social security number, without regard to chapter 94, whenever,
5 in the examiner's discretion, retention of the information or
6 record is no longer required or practicable."

7 SECTION 5. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

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

10



Report Title:

Voter Registration; Driver's License; Civil Identification Card

Description:

Specifies that an affidavit on application for voter registration shall be a part of the application associated with the issuance of a civil identification card and driver's license. (SD1)

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

