

JAN 22 2015

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 to be appropriately
3 designated and to read as follows:

4 "§11-A Automatic registration. (a) Any person who is
5 eligible to vote under this part and properly completes and
6 submits an application for a new or renewed motor vehicle
7 driver's license, provisional license, or instruction permit; or
8 civil identification card shall automatically be registered to
9 vote as provided in subsection (c).

10 (b) The examiner of drivers of each county shall use
11 application forms for an original, duplicate, or change of
12 address driver's license, provisional license, instruction
13 permit, or a civil identification card as voter registration
14 applications. The forms shall contain spaces for all
15 information collected by voter registration applications as
16 required by section 11-15(a). The examiner of drivers of each



1 county shall transmit the information to the clerk of the county
2 in which the applicant resides.

3 (c) The clerk shall determine whether the applicant is
4 currently registered in the general county register. If the
5 applicant is not currently registered, the clerk shall determine
6 whether the applicant is eighteen years of age or older and a
7 citizen of the United States. If the applicant is less than
8 eighteen years of age, the clerk shall defer the applicant until
9 the applicant reaches eighteen years of age to determine whether
10 the applicant is eligible to vote. Upon determination that the
11 applicant is eligible to vote, the clerk shall number the
12 applicant's voter information and register the name of the voter
13 in the general county register as provided in section 11-14."

14 SECTION 2. Chapter 286, Hawaii Revised Statutes, is
15 amended by adding a new section to part VI to be appropriately
16 designated and to read as follows:

17 **§286-A Voter registration.** (a) A qualified applicant
18 for a motor vehicle driver's license, provisional license, or
19 instruction permit shall automatically be registered to vote
20 with the clerk of the appropriate county upon completion of an



1 application for a driver's license, provisional license, or
2 instruction permit as required in section 11-A.

3 (b) Every qualified applicant identified in subsection (a)
4 shall be required to authorize the examiner of drivers to
5 collect and transmit the necessary personal information required
6 for registering the qualified applicant with the county clerk.
7 The examiner of drivers shall notify all qualified applicants
8 identified in subsection (a) that by submitting an application
9 for a driver's license, provisional license, or instruction
10 permit, the qualified applicant is consenting to the automatic
11 registration to vote with the county clerk.

12 (c) For the purposes of this section, "qualified
13 applicant" means a person who qualifies to register as a voter
14 pursuant to section 11-15."

15 SECTION 3. Chapter 286, Hawaii Revised Statutes, is
16 amended by adding a new section to part XVI to be appropriately
17 designated and to read as follows:

18 **"§286-B Voter registration.** (a) A qualified applicant
19 for a new, renewed, or duplicate identification card shall
20 automatically be registered to vote with the clerk of the



1 appropriate county upon completion of an application for an
2 identification card as required by section 286-303.

3 (b) Every qualified applicant identified in subsection (a)
4 shall be required to authorize the examiner of drivers to
5 collect and transmit the necessary personal information required
6 for registering the qualified applicant with the county clerk.
7 The examiner of drivers shall notify all qualified applicants
8 identified in subsection (a) that by submitting an application
9 for a new, renewed, or duplicate identification card, the
10 qualified applicant is consenting to the automatic registration
11 to vote with the county clerk.

12 (c) For the purposes of this section, "qualified
13 applicant" means a person who qualifies to register as a voter
14 pursuant to section 11-15."

15 SECTION 4. Section 286-108, Hawaii Revised Statutes, is
16 amended by amending subsection (a) to read as follows:

17 "(a) Except as provided in section 286-107.5(a), the
18 examiner of drivers shall examine every applicant for a driver's
19 license, except as otherwise provided in this part. The
20 examination shall include a test of:



- 1 (1) The applicant's eyesight and any further physical
2 examination that the examiner of drivers finds
3 necessary to determine the applicant's fitness to
4 operate a motor vehicle safely upon the highways;
- 5 (2) The applicant's ability to understand highway signs
6 regulating, warning, and directing traffic;
- 7 (3) The applicant's knowledge of the rules of the road
8 based on the traffic laws of the State and the traffic
9 ordinances of the county where the applicant resides
10 or intends to operate a motor vehicle; provided that
11 the examination shall specifically test the
12 applicant's knowledge of the provisions of section
13 291C-121.5 and section 291C-137; and
- 14 (4) The actual demonstration of ability to exercise
15 ordinary and reasonable control in the operation of a
16 motor vehicle.

17 The examinations shall be appropriate to the operation of the
18 category of motor vehicle for which the applicant seeks to be
19 licensed and shall be conducted as required by the director.

20 The examiner of drivers shall require every applicant to
21 comply with section 286-102.5.



1 The examiner of drivers may waive the actual demonstration
2 of ability to operate a motorcycle or motor scooter for any
3 person who furnishes evidence, to the satisfaction of the
4 examiner of drivers, that the person has completed the
5 motorcycle education course approved by the director in
6 accordance with section 431:10G-104.

7 ~~[At the time of examination, an application for voter
8 registration by mail shall be made available to every applicant
9 for a driver's license.]~~

10 For the purposes of this section, the term "applicant" does
11 not include any person reactivating a license under section
12 286-107.5(a)."

13 SECTION 5. Section 286-311, Hawaii Revised Statutes, is
14 amended by amending subsection (a) to read as follows:

15 "(a) [All] Except as provided in sections 286-A and 286-B,
16 information and records acquired by the examiner of drivers
17 under this part shall be confidential. All information and
18 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



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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 6. In codifying the new sections added by sections
8 1 to 3 of this Act, the revisor of statutes shall substitute
9 appropriate section numbers for the letters used in designating
10 the new sections in this Act.

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

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

14

INTRODUCED BY: 
BY REQUEST OF
ANOTHER PARTY



S.B. NO. 150

Report Title:

Automatic Voter Registration; Driver's License; Civil Identification Card

Description:

Requires that any person who is eligible to vote and applies for a motor vehicle driver's license, provisional license, or instruction permit, or for a civil identification card shall be automatically registered to vote if that person is not already registered to vote.

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

