



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 29, 2018

GOV. MSG. NO. 1175

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Ninth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Twenty-Ninth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 29, 2018, the following bill was signed into law:

HB2003 HD1 SD1 CD1

RELATING TO DRIVING WHILE INTOXICATED
ACT 074 (18)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO DRIVING WHILE INTOXICATED.

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

1 SECTION 1. Section 291E-44.5, Hawaii Revised Statutes, is
2 amended by amending subsections (d) and (e) to read as follows:

3 "(d) A request made pursuant to subsection (c) shall be
4 accompanied by:

5 (1) A sworn statement from the respondent containing facts
6 establishing that the respondent currently is employed
7 in a position that requires driving and that the
8 respondent will be discharged if prohibited from
9 driving a vehicle not equipped with an ignition
10 interlock device; and

11 (2) A sworn statement from the respondent's employer
12 establishing that the employer will, in fact,
13 discharge the respondent if the respondent [~~is~~
14 ~~prohibited from driving a vehicle~~] cannot drive a
15 vehicle that is not equipped with an ignition
16 interlock device and identifying the specific vehicle
17 or vehicles the respondent will drive for the purposes



1 of employment and the hours of the day [the respondent
2 ~~will drive]~~, not to exceed twelve hours per day, or
3 the period of the specified assigned hours of work,
4 the respondent will drive the vehicle or vehicles for
5 purposes of employment.

6 (e) A permit issued pursuant to subsection (c) shall
7 include restrictions allowing the respondent to drive:

- 8 (1) Only during specified hours of employment, not to
- 9 exceed twelve hours per day, or the period of the
- 10 specified assigned hours of work, and only for
- 11 activities solely within the scope of the employment;
- 12 (2) Only the vehicles specified; and
- 13 (3) Only if the permit is kept in the respondent's
- 14 possession while operating the employer's vehicle.

15 In addition, the director may impose other appropriate
16 restrictions."

17 SECTION 2. Section 291E-61, Hawaii Revised Statutes, is
18 amended by amending subsections (e) and (f) to read as follows:

19 "(e) A request made pursuant to subsection (d) shall be
20 accompanied by:



1 (1) A sworn statement from the defendant containing facts
2 establishing that the defendant currently is employed
3 in a position that requires driving and that the
4 defendant will be discharged if prohibited from
5 driving a vehicle not equipped with an ignition
6 interlock device; and

7 (2) A sworn statement from the defendant's employer
8 establishing that the employer will, in fact,
9 discharge the defendant if the defendant [~~is~~
10 ~~prohibited from driving a vehicle~~] cannot drive a
11 vehicle that is not equipped with an ignition
12 interlock device and identifying the specific vehicle
13 the defendant will drive for purposes of employment
14 and the hours of the day, not to exceed twelve hours
15 per day, or the period of the specified assigned hours
16 of work, the defendant will drive the vehicle for
17 purposes of employment.

18 (f) A permit issued pursuant to subsection (d) shall
19 include restrictions allowing the defendant to drive:

20 (1) Only during specified hours of employment, not to
21 exceed twelve hours per day, or the period of the

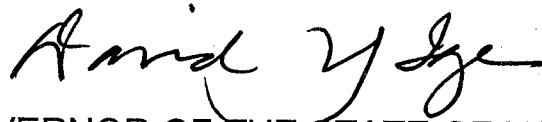


1 specified assigned hours of work, and only for
 2 activities solely within the scope of the employment;
 3 (2) Only the vehicle specified; and
 4 (3) Only if the permit is kept in the defendant's
 5 possession while operating the employer's vehicle."

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 on July 1, 2018.

APPROVED this 29 day of JUN , 2018



GOVERNOR OF THE STATE OF HAWAII



HB No. 2003, HD 1, SD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 1, 2018
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018.



Scott K. Saiki
Speaker
House of Representatives

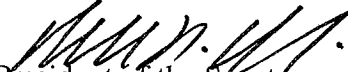



Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: May 1, 2018
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the
Senate of the Twenty-ninth Legislature of the State of Hawai'i, Regular Session of 2018.


President of the Senate


Clerk of the Senate