
A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

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

1 SECTION 1. Section 286-26, Hawaii Revised Statutes, is
2 amended by amending subsection (h) to read as follows:
3 "(h) This section shall not apply to:
4 (1) Any motor vehicle [~~which~~] that is covered by part XI,
5 governing safety of motor carrier vehicle operation
6 and equipment; provided that the rules adopted
7 pursuant to part IA impose standards of inspection at
8 least as strict as those imposed under subsection (g)
9 and that certification is required at least as often
10 as provided in subsections (a), (b), (c), and (d);
11 (2) Aircraft servicing vehicles that are being used
12 exclusively on lands set aside to the department of
13 transportation for airport purposes; and
14 (3) Tractor trucks, forklifts, and top picks being used as
15 marine terminal equipment temporarily moving in or
16 between terminals at:



1 (A) Sand Island and along Sand Island Parkway and
2 Sand Island Access Road[-];

3 (B) Kalaniana'ole Avenue between Kuhio Street and
4 Kahanu Street, abutting Hilo Harbor;

5 (C) Kawaihae-Mahukona Road abutting Kawaihae Harbor;

6 (D) East Kaahumanu Avenue between Hobron Avenue and
7 Kane Street, abutting Kahului Harbor; and

8 (E) Waipaa Road abutting Nawiliwili Harbor."

9 SECTION 2. Section 286-41, Hawaii Revised Statutes, is
10 amended by amending subsection (f) to read as follows:

11 "(f) The provisions of this part requiring the
12 registration of motor vehicles shall not apply to:

13 (1) Special mobile equipment;

14 (2) Implements of husbandry temporarily drawn, moved, or
15 otherwise propelled upon the public highways;

16 (3) Aircraft servicing vehicles which are being used
17 exclusively on lands set aside to the department of
18 transportation for airport purposes; and

19 (4) Tractor trucks, forklifts, and top picks being used as
20 marine terminal equipment temporarily moving in or
21 between terminals at:



1 (A) Sand Island and along Sand Island Parkway and
2 Sand Island Access Road[-];

3 (B) Kalaniana'ole Avenue between Kuhio Street and
4 Kahanu Street, abutting Hilo Harbor;

5 (C) Kawaihae-Mahukona Road abutting Kawaihae Harbor;

6 (D) East Kaahumanu Avenue between Hobron Avenue and
7 Kane Street, abutting Kahului Harbor; and

8 (E) Waipaa Road abutting Nawiliwili Harbor."

9 SECTION 3. Section 286-105, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "§286-105 What persons are exempt from license. The
12 following persons are exempt from license:

13 (1) Any person while driving or operating a motor vehicle
14 in the service or employ of any branch or agency of
15 the federal government; provided that the person has
16 received a license or permit from the branch or agency
17 to operate and drive the motor vehicle; provided
18 further that the branch or agency has been duly
19 authorized by the federal government to issue the
20 license or permit;



1 (2) Any person while driving or operating any road
2 machine, farm tractor, or implement of husbandry
3 temporarily operated or moved on a highway, or tractor
4 trucks, forklifts, and top picks being used as marine
5 terminal equipment temporarily moving in or between
6 terminals at:

7 (A) Sand Island and along Sand Island Parkway and
8 Sand Island Access Road;

9 (B) Kalaniana'ole Avenue between Kuhio Street and
10 Kahanu Street, abutting Hilo Harbor;

11 (C) Kawaihae-Mahukona Road abutting Kawaihae Harbor;

12 (D) East Kaahumanu Avenue between Hobron Avenue and
13 Kane Street, abutting Kahului Harbor; and

14 (E) Waipaa Road abutting Nawiliwili Harbor;

15 provided that no person under the age of thirteen
16 years shall be permitted to drive or operate any such
17 road machine, farm tractor, implement of husbandry, on
18 a highway, or tractor trucks, forklifts, and top picks
19 being used as marine terminal equipment temporarily
20 moving in or between terminals [~~at Sand Island and~~



1 ~~along Sand Island Parkway and Sand Island Access~~
2 ~~Road,]~~ identified in subparagraphs (A) through (E);

3 (3) Any person who is at least eighteen years of age and
4 who has in the person's possession a valid driver's
5 license to drive the categories of motor vehicles
6 listed in section 286-102(b), except section
7 286-102(b)(4), that is equivalent to a driver's
8 license issued in this State but was issued to the
9 person in another state of the United States, the
10 Commonwealth of Puerto Rico, United States Virgin
11 Islands, American Samoa, Guam, a province of the
12 Dominion of Canada, or the Commonwealth of the
13 Northern Mariana Islands for that category of motor
14 vehicle [~~which~~] that the person is operating;

15 (4) Any person who has in the person's possession a valid
16 commercial motor vehicle driver's license issued by
17 any state of the United States, Mexico, or a province
18 of the Dominion of Canada that issues licenses in
19 accordance with the minimum federal standards for the
20 issuance of commercial motor vehicle driver's
21 licenses; and



1 (5) Any person who drives or operates state or county
2 motor vehicles while employed by, in the service of,
3 or volunteering for the state or county fire
4 departments [~~7~~]; provided that they are trained and
5 certified to drive category (4) motor vehicles as set
6 forth in section 286-102(b)(4) by the state or county
7 government, as appropriate [~~7~~ and]; provided further
8 that the person maintains a category (3) license as
9 set forth in section 286-102(b)(3)."

10 SECTION 4. This Act does not affect rights and duties that
11 matured, penalties that were incurred, and proceedings that were
12 begun before its effective date.

13 SECTION 5. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 6. This Act shall take effect on July 1, 2019.



Report Title:

Vehicle Safety Inspections; Registration; License Requirements;
Marine Terminal Equipment

Description:

Exempts marine terminal equipment temporarily moving in or
between marine terminals at Hilo Harbor, Kawaihae Harbor,
Kahului Harbor, and Nawiliwili Harbor from inspection,
registration, and licensing requirements. (SB411 HD2)

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not legislation or evidence of legislative intent.*

