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# 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 Hilo 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 Hilo 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 Hilo 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, 2050.



**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. Effective 7/1/2050.  
(SD2)

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

