

Bill 64:

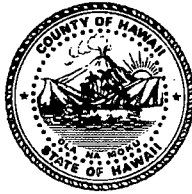
AMENDS CHAPTER 24, ARTICLE 2, SECTION 24-12 OF THE HAWAI'I  
COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO  
VEHICLES AND TRAFFIC

Amends "Aliyah's Law" by adding that vehicles with window glazing that is not in compliance with State law and that are parked or operating on public highways may be cited and removed at the registered owner's expense.

Reference: Comm. 247  
Intr. by: Ms. Lee Loy  
First Reading: May 21, 2019  
Postponed: June 4 and 19, 2019

(Note: There is a motion by Ms. Lee Loy, seconded by Mr. Richards, to approve Bill 64.)

**WITHDRAWN BY INTRODUCER**

BILL NO. 64

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING CHAPTER 24, ARTICLE 2, SECTION 24-12 OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO VEHICLES AND TRAFFIC.**

**BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF HAWAI'I:**

**SECTION 1.** The purpose of this ordinance is to improve the safety of drivers, pedestrians, bicyclists, police officers, and other first responders by amending section 24-12, subsection (b), of the Hawai'i County Code, enacted through Ordinance No. 11-102 ("Aliyah's Law"), to allow the citation and removal, at the registered owner's expense, of vehicles with window glazing material that are in violation of applicable statutes.

**SECTION 2.** Chapter 24, article 2, section 24-12, of the Hawai'i County Code 1983 (2016 Edition, as amended), is amended by amending subsection (b) to read as follows:

"(b) Any police officer citing or arresting any driver for the following traffic violations may have the motor vehicle towed to a private tow yard at the registered owner's expense pursuant to Hawai'i Revised Statutes ("HRS") 291C-165.5(a):

- (1) Driving without a license pursuant to HRS 286-102;
- (2) Driving while license is suspended or revoked pursuant to HRS 286-132;
- (3) Operating a vehicle under the influence of an intoxicant pursuant to HRS 291E-61;
- (4) Habitually operating a vehicle under the influence of an intoxicant pursuant to HRS 291E-61.5;
- (5) Operating a vehicle after license and privilege has been suspended or revoked for operating a vehicle under the influence of an intoxicant pursuant to HRS 291E-62;
- (6) Operating a vehicle after consuming a measurable amount of alcohol; persons under the age of twenty-one pursuant to HRS 291E-64;~~[-or]~~
- (7) Fraudulent use of plates, tags, or emblems pursuant to HRS 249-11~~[-];~~ or
- (8) Parking or operating on a public highway a vehicle with glazing material that does not comply with HRS 291-21.5(a)."

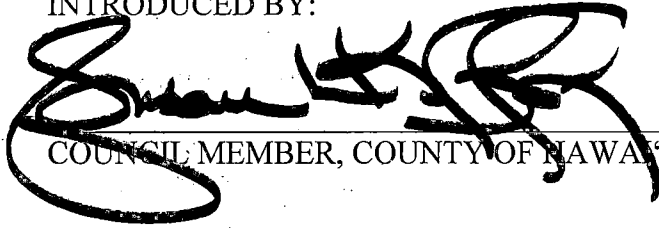
**SECTION 3.** Material to be repealed is bracketed and stricken. New material is underscored. In printing this ordinance, the brackets, bracketed and stricken material, and underscoring need not be included.

**SECTION 4.** Severability. If any provision of this ordinance, or the application thereof to any person or circumstance, is held invalid, the invalidity does not affect other

provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

**SECTION 5.** This ordinance shall take effect upon its approval.

INTRODUCED BY:



COUNCIL MEMBER, COUNTY OF HAWAII

\_\_\_\_\_, Hawai'i  
Date of Introduction:  
Date of 1st Reading:  
Date of 2nd Reading:  
Effective Date:

REFERENCE Comm. 247