

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

In the Matter of the Amendment
of the
HAWAI'I CIVIL TRAFFIC RULES

KHAMAKADO
CLERK, APPELLATE COURTS
STATE OF HAWAII

2005 DEC 12 PM 12:10

FILED

ORDER AMENDING RULE 8(f)(3)(ii) OF
THE HAWAI'I CIVIL TRAFFIC RULES

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

IT IS HEREBY ORDERED Rule 8(f)(3)(ii) of the Hawai'i Civil Traffic Rules, is amended, effective January 1, 2006, as follows (deleted material is bracketed and stricken; new material is underscored):

Rule 8. ANSWER AND APPEARANCE.

* * *

(f) Appearance.

* * *

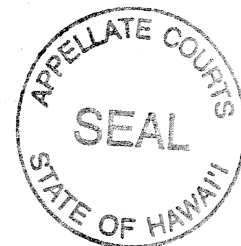
(3) MANDATORY COURT APPEARANCES. The court may require a defendant to appear in person at a hearing in any case; however, the court shall require a defendant to appear in person for the hearing if:

(i) the judgment will result in revocation or suspension of the defendant's driving privileges as provided for in HRS § 286-125; or

(ii) the infraction(s) involve/involves an accident resulting in personal injury or property damage; ~~or~~ and

(iii) the infraction(s) is/are committed in the same course of conduct as a criminal offense for which the defendant is arrested or charged.

DATED: Honolulu, Hawai'i, December 12, 2005.



[Handwritten signatures]
Steven Levinson
Diana C. Nakayama
James E. Duffy Jr.