
In the Matter of the Amendment
of the
HAWAII CIVIL TRAFFIC RULES

ORDER AMENDING RULE 8(f)(3)(ii) OF
THE HAWAII CIVIL TRAFFIC RULES

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

IT IS HEREBY ORDERED Rule 8(f)(3)(ii) of the Hawaii 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.

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(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, Hawaii, December 12, 2005.