



DEPARTMENT OF THE NAVY
JOINT BASE PEARL HARBOR-HICKAM
850 TICONDEROGA ST STE 100
PEARL HARBOR HI 96860-5102

JBPHHINST 5560.1
JB00
12 Jan 12

JOINT BASE PEARL HARBOR-HICKAM INSTRUCTION 5560.1

From: Commander, Joint Base Pearl Harbor-Hickam

Subj: JOINT BASE PEARL HARBOR-HICKAM TRAFFIC AND PARKING REGULATION

Ref: (a) OPNAVINST 5100.12H
(b) SECNAVINST 5822.1B
(c) OPNAVINST 11200.5D
(d) DODINST 6055.04
(e) COMNAVBASE Memorandum Ser NOOJ/1710 of 18 Aug 94
(f) COMNAVREGHIINST 5560.1
(g) DODINST 4160.21-M
(h) Title 10 US Code Section 2575
(i) Hawaii Revised Statutes (HRS)
(j) COMNAVREG HI GENADMIN 019/09 DTG: 050304Z MAR 09

Encl: (1) Suspension/Revocation of Driving Privileges/Points Assessment
(2) Vehicle Removal Notice (VRN)
(3) Vehicle Report (OPNAV 5527/12)
(4) Sample Notice of Vehicle Removal and Storage
(5) DD Form 2507 Notice of Vehicle Impoundment (Notice of Lost, Abandoned or Unclaimed Privately-Owned Property)
(6) Use of Intoxicants Implied Consent for Testing
(7) DD Form 1408 Armed Forces Traffic Ticket
(8) DD Form 1805 U.S. District Court Violation Notice
(9) Long Term Barracks Parking Permit (JB2 Form 7)

1. Purpose. To issue guidance governing the control of traffic and parking on Joint Base Pearl Harbor-Hickam (JBPHH) per references (a) through (j). This instruction cancels and supersedes 15 ABW Instruction 31-204.

2. Dissemination. Each activity head is responsible for ensuring that all persons under his/her jurisdiction have access to these regulations for compliance. Activities may reproduce portions of these regulations for distribution to individuals.

3. General

a. The Joint Base Security Officer (JBSO) within the Joint Base Security Department (JB2) shall be responsible for disseminating, coordinating, and enforcing traffic and parking regulations on the JBPHH installation.

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b. Failure to obey the provisions of this instruction may result in disciplinary action under the Uniform Code of Military Justice (UCMJ) or other measures identified herein.

c. The JBPHH installation comprises all property under JBPHH jurisdiction as follows:

(1) JBPHH cantonment areas, including, but not limited to Naval Submarine Base, Naval Shipyard, NAVSUP Fleet Logistics Center Pearl harbor (including storage area), Navy Public Works Center, Barbers Point, Ford Island, West Loch Annex, Wahiawa Annex, Lualualei Annex, Naval Health Clinic, Richardson Recreation Center and adjacent waterfront area, Naval Sea System Command Detachment, Magnetic Silencing Facility, Bishop Point Dock Area, Commander Pacific Fleet area, Naval Facilities Engineering Command area, Pacific Division Headquarters areas, Johnson Circle Navy Exchange/Commissary Store area, Navy Exchange Aiea Laundry, Schofield Firing Range, and all other commands and areas within the JBPHH complex.

(2) JBPHH housing areas, including Moanalua Terrace, Radford Terrace, Makalapa, Maloelap, Halsey Terrace, Catlin Park, Hale Moku, Pearl Harbor Naval Shipyard, McGrew Point, Halawa, Hokulani, Manana, Pearl City Peninsula, and all Hickam Communities housing areas.

d. The operation of a privately-owned motor vehicle on the JBPHH installation constitutes a conditional privilege extended by the Joint Base Commander (JBC). Individuals desiring this privilege must meet the following conditions:

(1) Comply with the laws and regulations governing motor vehicle operation on the installation.

(2) Comply with all Regional and JBPHH requirements for registration.

(3) Possess, while operating a motor vehicle, and produce on demand of law enforcement personnel (while in the performance of their official duties):

(a) A valid driver's license supported by a Common Access Card (CAC), DD Form 2 (U.S. Armed Forces Identification Card), or other Department of Defense (DOD) issued credential or pass.

(b) A valid Hawaii record of motor vehicle safety inspection.

(c) Proof of vehicle ownership or Hawaii registration.

(d) Proof of Hawaii "no-fault" insurance.

4. Definition of Terms Used in this Instruction

a. Bicycle. Any device, having two tandem wheels, propelled solely by human power upon which a person may ride or any device generally recognized as a bicycle.

b. Go-cart/Golf Cart. A vehicle comprised of a low-slung chassis mounted on small wheels and power-driven by an electric battery or internal combustion engine of five or less horsepower rating.

(1) Go-carts/Golf Carts are only permitted to be operated in the area of the operator's official duties (i.e., while conducting base beautification, MWR personnel will be permitted access to all areas required to perform their duties). Go-carts/Golf Carts are not a permitted means of conveyance on the installation's roads, parking lots, or housing areas.

c. Moped. Any motorcycle that produces not more than one and one-half horsepower.

d. Motorcycle. Any motor vehicle, other than a tractor, having a seat or saddle for use of the rider and designated to travel on not more than three wheels in contact with the ground. The term "motorcycle" shall apply to motorcycles, motor scooters, or motor assisted two-wheel or three-wheel conveyances, with or without pedals.

e. Motor Scooter. Any motorcycle, other than a moped, that produces not more than five horsepower.

f. Motor Vehicle. Any vehicle, excluding mopeds, that is self-propelled.

g. Privately Owned Vehicle (POV). Any self-propelled mechanical conveyance not owned or leased by or registered to the United States Government, the State of Hawaii, or the City and County of Honolulu. In addition, all trailers and other devices designed to be towed by motor vehicles shall be considered POVs unless owned or leased by or registered to the United States Government, the State of Hawaii, or the City and County of Honolulu.

h. Road. Part of a traffic way, which includes both the roadway and any shoulder alongside the roadway.

i. Vehicle. Any device in, upon, or by which any person or property may be transported or drawn upon a highway. This includes bicycles, mopeds, and motor scooters, but does not include other devices moved by human power or devices used exclusively upon stationary rails or tracks.

5. Traffic Regulations. In addition to the safety requirements outlined in reference (a), and the requirements of any other pertinent

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directives, traffic ordinances and regulations of the State of Hawaii and the City and County of Honolulu, all personnel on the JBPHH installation shall comply with the following traffic regulations:

a. Coasters, Scooters, Skateboards, In-line Skates, Roller Skates, Toy Vehicles, and Similar Devices. No person on or riding in or by means of any coaster-wheeled conveyance (defined as any form of object propelled afoot to include coasters, scooters, skateboards, in-line skates, roller skates, etc.), or toy vehicle, or similar devices shall go upon any roadway except while safely crossing a street. When crossing, such person shall be granted all rights and shall be subject to all of the duties and responsibilities applicable to pedestrians. The use of such conveyances or toy vehicles shall not interfere with pedestrians. No coaster-wheeled conveyance or toy vehicle or similar devices shall be ridden in any parking area/sidewalk within business areas (i.e., Base Exchange, Navy Exchange, Commissary, Bank, Credit Union, etc.).

(1) Established areas where coasters, scooters, skateboards, in-line skates, roller skates, toy vehicles, and similar devices may be ridden, unless otherwise indicated, are:

(a) Singapore Hangar (within the fenced area and only when open).

(b) Bicycle paths established throughout the housing area and beach.

(c) Housing area driveways/sidewalks, except those adjacent to community service facilities.

(d) Sanctioned skate parks and other locations as properly designated.

(e) Coaster-wheeled conveyances may be used on housing area roadways by those 16 years and older. Use of coaster-wheeled conveyances will not be allowed on major thoroughfares where congested traffic poses a danger to the operator, such as Signer, Bouquet, and Mills Boulevards, and Fox Boulevard from 11th Street to 19th Street.

(2) Persons using coaster-wheeled conveyances and toy vehicles will yield the right-of-way to pedestrians and vehicular traffic. This does not relieve a motor vehicle operator of the responsibility to exercise due care and caution.

(3) All persons using a coaster-wheeled conveyance or toy vehicle are required to wear properly secured safety helmets.

b. Emergency Vehicle

(1) When the siren of an emergency vehicle (i.e., fire department vehicle, police vehicle, or ambulance) is sounded, all

traffic shall pull to the right side of the road and stop in such a manner as to not block any street or intersection. Traffic shall remain stopped until the emergency vehicle has passed or until it is clearly evident that the roads or streets in the immediate vicinity will not be used by the emergency vehicle.

(2) The driver of an emergency vehicle responding to an emergency call or when in the pursuit of an actual or suspected violator of the law may, within reason and with due regard for the safety of all persons, exercise the following privileges. These privileges apply only when using authorized visual and audible (except when standing or parking) signals. The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of this instruction, provided they do not intentionally block traffic or create a traffic hazard, unless circumstances dictate otherwise.

(b) Proceed past traffic lights and stop signs, but only after slowing to ensure safe operation and that the right-of-way has been granted by all other drivers.

(c) Disregard instructions governing the direction of travel or turning in specified directions.

(d) Exceed the posted speed limit, when a special hazard or emergency exists that requires a faster speed, so long as not to endanger life or property or exceed a safe speed.

(e) Use a portable handheld radio or cell phone for official purposes.

c. Motorcycles, Motor Scooters and Mopeds

(1) Motorcycles, motor scooters and mopeds shall display lighted headlights and tail lights at all times. Reference (c) also requires a rear view mirror be attached to each side of the handle bars on these vehicles. In accordance with reference (f) motorcycles, except Government-owned, off-road motorcycles on tactical missions or training shall be equipped with rear view mirrors mounted on the handlebar or fairing.

(2) All operators and passengers of motorcycles and other self-propelled, open, two-wheel, three-wheel, and four-wheel vehicles powered by a motorcycle-type engine shall properly wear the following protective equipment:

(a) Department of Transportation approved helmet with impact or shatter resistant eyeglasses, goggles or face shield attached.

(b) Hard-soled shoes. (Over the ankle shoes with heels are highly recommended.)

(c) Long-sleeved shirt or jacket, long trousers/pants, and full-fingered leather (or equivalent) gloves or mittens designed for use on a motorcycle. (Motorcycle jackets constructed of abrasion-resistant materials such as leather, Kevlar, and/or Cordura fabric and containing impact-absorbing padding are highly recommended.)

(d) To enhance the ability of other vehicle operators to see and avoid motorcyclists, outer upper garments constructed of reflective, brightly colored materials must be worn at all times. From 30 minutes before sunset to 30 minutes after sunrise, an orange or yellow vest with retro-reflective stripes (on front and back) must be worn.

(e) If backpacks are worn they will have reflective material affixed to them, either as part of the backpack's design/construction or as affixed by the motorcyclist (i.e., wrapping a reflective belt around the body of the backpack).

(3) Military uniforms alone are not considered brightly colored; therefore, military uniforms are unauthorized for wear on a motorcycle or moped without an outer upper garment constructed of reflective, brightly colored materials or an orange or yellow vest with retro-reflective stripes (on front and back) as described in paragraph 5.c.(2)(d) above.

(4) Moped operators must be at least 15 years of age and must possess a valid driver's license in accordance with Hawaii Revised Statutes (HRS) 291C-194.

d. Off-Road Vehicles. The operation of off-road vehicles such as off-street racing vehicles (i.e., stock cars), dirt bikes, all terrain vehicles (ATV), and other similar off-road/competition type vehicles is strictly prohibited on JBPHH and all areas under its jurisdiction. Government-owned ATVs and other off-road vehicles used to support the JBPHH tactical mission/operation are authorized.

e. Bicycles

(1) All persons, including minors, riding bicycles on JBPHH will observe the same traffic rules as are required of a motor vehicle operator. All persons operating a bicycle on JBPHH are also subject to all bicycle requirements set forth in the Hawaii Revised Statutes. The following applies to bicycles being operated on JBPHH.

(a) All persons operating bicycles through any JBPHH installation gate should avoid the normal flow of vehicle traffic whenever possible and utilize available bike paths and side streets.

(b) Sidewalks may be used by bicyclists when bicycle riders do not pose a hazard to pedestrians.

(c) All riders will wear approved ANSI or SNELL Memorial Foundation certified bicycle helmets. Workers riding bicycles in areas requiring the use of ANSI approved helmets (hard hats) for protection from falling and flying objects are required to wear the ANSI approved helmets instead of SNELL approved bicycle helmets. This exception does not include commuting to and from work, or any other trips requiring passage through installation gates (e.g., Nimitz, Makalapa, O'Malley, etc.).

(d) Every bicycle when in use at night (from 30 minutes before sunset to 30 minutes after sunrise) shall be equipped with a white light on the front which shall be visible for at least 500 feet ahead, and a red reflector or red light on the rear which shall be visible for a distance of at least 600 feet.

(e) Bicyclists are highly encouraged to equip their bicycle with a bell or other device capable of being heard for a distance of at least 100 feet. Sirens and whistles are prohibited.

(f) All bicyclists shall wear light colored clothing. During restricted visibility conditions, reflective clothing or vest will be worn by all bicyclists.

(g) Bicycles will be properly parked and secured by use of a chain and padlock or bicycle cable lock to an approved bike rack.

(h) No bicycle will be ridden on any sidewalk within business areas (i.e., Base Exchange, Navy Exchange, Commissary, Bank, Credit Union, etc.) or on the Mokulele pedestrian overpass.

(i) Bicycle operators are prohibited from using any crosswalk, sidewalk, driveway, or any other area not designated as a traffic lane for the purpose of by-passing a traffic control device, to circumvent the flow of traffic, or to cross over lanes of traffic unless already legally operating on a sidewalk.

(j) Bicycles are prohibited on any portion of the Kuntz Avenue overpass or on O'Malley Boulevard from the Air Mobility Command (AMC) Terminal Road to the Kuntz Avenue exit.

(2) Licensing and Display of Tags. All privately owned bicycles and mopeds must be licensed with the Division of Licenses, City and County of Honolulu in accordance with HRS 249-14.5. Bicycle registration license tags are the same type as the auto renewal tag and must be affixed to the upright post of the bicycle frame, facing the forward direction. Moped tags must be affixed to the rear fender, facing rear. Persons residing on JBPHH are not subject to the bicycle licensing requirement of the City and County of Honolulu as long as the bicycle is owned and operated on the installation only.

f. Pedestrians

(1) Pedestrians, other than military formations, using roadways where there are no sidewalks, shall walk on the left side of the street facing oncoming traffic. Pedestrians shall not walk on roadways where sidewalks have been installed, except when crossing the street.

(2) Pedestrians shall not enter any crosswalk or part of a crosswalk when vehicular traffic is so close as to constitute an immediate hazard.

(3) Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right of way to all vehicles upon the roadway.

(4) Military formations will march on the right side of the road or street.

(5) Military and civilian joggers shall jog facing oncoming traffic in a single file and will obey all traffic rules, when there are no sidewalks present.

(6) Military formations and other groups using JBPHH roadways/streets for official functions shall have the right-of-way over all vehicular traffic except emergency vehicle performing official functions. Vehicle speed while passing such formations or groups shall not exceed 10 miles per hour. Military units/groups using roadways/streets for official functions will provide traffic control personnel wearing reflective vests.

(7) Joggers shall use sidewalks or jogging paths when available and avoid roads and streets when possible. Joggers should be cautious of cars entering the roadway from intersections and/or driveways.

(8) Minimum clothing requirements for joggers consist of shorts and a T-shirt. Other attire is authorized as long as it provides at least as much coverage as shorts and a T-shirt. Reflective clothing is mandatory during reduced visibility conditions and during the hours of darkness (from 30 minutes before sunset to 30 minutes after sunrise).

(9) When traffic control signals are not in place or not in operation and traffic is not being directed by a traffic controller, operators of vehicles shall yield the right-of-way, slowing down or stopping if required, to pedestrians crossing the roadway within any marked crosswalk or at any intersection.

(10) Whenever any vehicle is stopped at a marked crosswalk or at an intersection to permit a pedestrian to cross the roadway,

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operators of other vehicles approaching from the rear shall not overtake and pass such stopped vehicle.

g. School Buses. Motor vehicles approaching a stopped school bus from any direction, engaged in embarking or disembarking passengers (indicated by the alternate flashing red lights located at the front and rear on the uppermost portion of the bus), shall come to a complete stop no less than 50 feet from the bus and shall remain stopped until the "stop signal" of the bus has been turned off or withdrawn.

h. Seatbelts. All four-wheeled vehicles are to be equipped with seatbelts, either by manufacturer or self-installed (for vehicles made previous to seatbelts installed as standard equipment). All persons on the JBPHH installation, driving or riding as a passenger in a government vehicle, private automobile, truck, or pickup are required to wear approved seatbelts in a proper manner. Individuals shall not ride in seating positions where seatbelts have not been installed, have been removed, or have been rendered inoperative. Personnel desiring passengers to ride in the back end of pickups and other such vehicles are required to have such vehicles equipped/modified with seatbelts.

(1) All children age four or younger or weighing under 45 pounds shall use an infant or child restraint device, approved by the U.S. Department of Transportation, while riding in a private or government motor vehicle on the installation.

(2) All children between the ages of four and eight years of age traveling in a vehicle shall be properly restrained in a child safety seat or booster seat that meets federal motor vehicle safety standards at the time of its manufacture. Children between the ages of four and eight years of age, and over four feet nine inches in height or if the child weighs over forty pounds, shall be exempt from being restrained in a child safety seat or booster seat if the child is restrained by a seatbelt assembly, and is traveling in a motor vehicle equipped with lap belts only. If the child is a passenger in a vehicle equipped with a shoulder and lap belt assembly, they are required to utilize a child safety seat or booster seat in conjunction with the shoulder strap and lap belts assembly.

i. Sobriety Tests. Operation of a vehicle on the JBPHH installation constitutes an implied consent to submit to testing to determine alcoholic content of blood. Any person who is suspected of driving while under the influence of alcohol and who refuses to submit to a sobriety test will be assessed a one-year revocation of installation driving privileges.

j. Speed Limits

(1) Vehicles, except emergency vehicles displaying red and/or blue emergency warning lights and/or audible siren, shall not exceed posted speed limits.

(2) Unless otherwise posted, installation speed limits are as follows:

(a) Five miles per hour in parking lots and within 25 ft of any parked aircraft or within any structure or building.

(b) 10 miles per hour when passing troops while marching in formation.

(c) 15 miles per hour in housing areas, school zones, on taxiways, and within 50 ft of entering all gates. In industrial and waterfront areas to include piers, wharves, and roads adjacent to dry-docks.

(d) 25 miles per hour on all roads and streets unless otherwise posted or designated by this or any other applicable instruction or notice.

(3) JBP HH security operates a radar speed control system. Signs indicating its use are posted at various locations throughout the JBP HH installation.

k. Car Stereo Noise Ordinance

(1) Personnel driving on JBP HH installation will keep their stereo volume down so that it cannot be heard more than two feet away from the vehicle. Loud car stereos will not be permitted in busy traffic areas or in Exchange locations, (i.e., gas stations, fast food areas, commissaries, and exchanges).

(2) Songs with vulgar language will not be permitted to be played on car stereos on JBP HH.

l. Use of Cell Phones, Headphones, and Hands-free Devices

(1) The wearing of portable headphones, earphones, cellular hands-free devices, iPods, or other listening devices while running, jogging, walking, bicycling, skating, or skate boarding in roadways and streets which may impair recognition of emergency signals, alarms, announcements, and the approach of emergency vehicles are prohibited. Pedestrians may, however, wear listening devices on athletic field track, beach areas (not encompassing a sidewalk or roadway), and "approved" jogging/walking trails.

(2) All military and civilian operators of vehicles on the JBP HH installation and operators of government-owned/leased vehicles

(including rental cars while on Temporary Assigned Duty) on/off the installation shall not use cell phones unless the vehicle is safely and legally parked or unless they are using a hands-free device. The wearing of any other portable headphones, earphones, or other listening devices (except for hands-free cellular phones) while operating a motor vehicle is prohibited. Military and civilian personnel who operate POVs off base shall comply with state and local laws. All personnel are encouraged to refrain from any other activity that may be a distraction while driving and lead to traffic mishaps (e.g., eating, text messaging, adjusting the radio/CD player, shaving, applying make-up, reading maps, newspapers, magazines, books, etc.).

(3) The driver of an authorized emergency vehicle (i.e., fire department vehicle, police vehicle, or ambulance) may use a portable handheld radio or cell phone for official purposes while operating the emergency vehicle.

m. Littering From a Vehicle

(1) No person shall throw, place, or drop litter from a vehicle on base. The driver of the vehicle, or the responsible person, may be cited for any litter thrown, placed, or dropped from the vehicle.

(2) "Litter" means rubbish, refuse, waste material, garbage, trash, cigarette butts, or debris of whatever kind or description, whether or not it is of value, and includes improperly discarded paper, metal, plastic, glass, or solid waste.

(3) Persons cited for littering from a vehicle will have two points assessed to their on-base driving record.

n. Traffic Accidents

(1) Operators of government vehicles, including non-appropriated fund vehicles, involved in any type of accident on or off military property must immediately make a report of the circumstances to JBPHH security. Accidents occurring on non-military property must also be reported to the Honolulu Police Department.

(2) When accidents involving government motor vehicles, other government property, or injury to military personnel occur, the activity concerned shall be immediately notified by JBPHH security and/or Command Duty Officer.

o. Traffic Control Markings, Signs, and Devices. Operators of all vehicles shall observe and obey all posted traffic control markings, signs, and devices.

p. Traffic Control Personnel. Operators of all vehicles shall obey all orders and instructions issued by military and civilian traffic control personnel in the execution of their duties.

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q. Traffic in Housing Areas. The streets in housing areas are not thoroughfares and shall be used only by residents or other persons having legitimate authorized business therein. Trucks and buses are permitted in housing areas only when making authorized pick-ups or deliveries at houses, businesses, or bus stops located therein

(1) Makalapa Housing Area. Vehicles traveling to or from the Headquarters of COMPACFLT, COMPACNAVFACENCOM, or Makalapa Crater area shall not use either Makalapa or Halawa Drives unless the occupants reside in the Makalapa area, are guests of residents, or are on official government business. That portion of Halawa Drive from Kamehameha Highway to COMPACFLT Headquarters may be used for general traffic to and from Headquarters and those of COMPACNAVFACENCOM and facilities located in the Makalapa Crater area.

(2) Hale Alii Housing Area. Hale Alii housing area on JBPHH is considered a restricted area and normal transit of pedestrian and vehicular traffic is prohibited, except for residents, invited guests, and government vehicles on official business.

6. Traffic on Piers, Docks and Waterfront Areas

a. Only official government and properly authorized vehicles are permitted in waterfront areas, piers, or docks in industrial areas except as indicated below and unless specifically prohibited by posted signs. Such vehicles, while stopped or parked, shall not constitute a safety hazard or obstruct the movement of industrial equipment or block fire lanes. Operators of motor vehicles must be present whenever vehicle is stopped on a pier. All non-government vehicle are required to display on their dash board a special access pass issued by security.

(1) Privately Owned Vehicles (POV) are prohibited on piers, docks, or waterfronts.

(2) Parking is prohibited on Hotel Pier. Government and authorized commercial vehicles may drive on the pier to load and unload passengers and cargo.

(3) Parking of POVs at Hickam Dock Cargo Pier (i.e., Alpha Dock) and waterfront areas adjacent to Mamala Bay Drive is authorized in accordance with guidance contained herein.

7. Parking Regulations

a. Designated Parking Areas. Parking spaces and areas shall be designated, controlled, and assigned by the JBPHH Chief Staff Officer (CSO) or designated representative. Parking spaces and areas reserved for certain individuals or categories of personnel shall be clearly marked, normally on the pavement. Use of signs shall be consistent with this instruction.

(1) Guidelines for JBPHH Command Parking. Command parking is normally reserved for the POVs of O-6 and O-5 Commanders and Deputies/Executive Officers; E-9 Command Master Chiefs, Chief Master Sergeants, or Senior Enlisted Advisors; or their equivalents. CW05, Officer in Charge, and E-8 Senior Enlisted Advisor parking requests must be coordinated through the CSO or designated representative.

(2) Guidelines for GO/FO Headquarters staff. Reserved parking will be provided to the maximum extent practical to accommodate O-5 and GS-13 and above personnel assigned. Headquarters staff parking will normally be the responsibility of the Chief of Staff or designated representative coordinated with the JBPHH CSO or designated representative.

(3) Guidelines for Afloat Command Parking. Command parking is reserved for the ship's Commanding Officer (CO), Executive Officer (XO), CMC/COB or smaller ships' class equivalents, and the CO's sedan. These parking spaces will be positioned in proximity to each pier berth outside the pier fence line and are restricted to the vehicles belonging to the above designated personnel only. Designated vehicle parking will not exceed six spaces. Pier Senior Officer Present Afloat (SOPA) personnel are responsible for the cleanliness of parking areas adjacent to each pier.

b. Marking of parking stalls shall normally be done on the pavement. Portable signs may be used to identify parking spaces assigned for the POVs of individual command officials listed above. Command parking signs shall be four feet high with a metal plaque 8 inches x 12 inches in size with the command's crest or emblem affixed. Afloat commands will remove their parking signs prior to getting underway, unless the ship will be returning in less than six days and has coordinated with the JBPHH Parking Coordinator. The CSO or designated representative will verify with Port Operations other ship arrivals and their parking requirements.

c. Commands will not designate command visitor spaces on a permanent basis without prior approval from CSO or designated representative.

<u>Commands</u>	<u>Authorized Total Parking Spaces</u>
LHA/LHD/CVN	Authorized 14 spaces
(with embarked PHIBRON staff)	Authorized 18 spaces
(with embarked PHIBRON & ESG)	Authorized 32 spaces
CG/DDG/FFG/LPD	Authorized 8 spaces
(with embarked staff)	Authorized 10 spaces
SSN/ARS/MSR/Coast Guard	Authorized 6 spaces

(1) Guidelines for Other JBPHH Organizations Command Parking. Command parking for other assigned and tenant JBPHH organizations will be coordinated through the CSO or designated representative. Commands

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may submit in writing to JB2 and CSO parking plans including enforcement around command buildings for consideration of exceptions.

(2) Government Vehicle Parking

(a) There is a limited number of parking spaces throughout the installation designated for government vehicle parking. If designated spaces are unavailable, government vehicles must be parked in the general parking areas.

(b) POVs are not authorized to park in spaces designated for government vehicle parking.

(c) Afloat commands are not authorized to use government vehicle parking spaces for command parking.

(3) Handicapped Parking

(a) Handicapped parking is reserved for vehicles issued special plates or placards per Section 291-51 HRS and the American Disabilities Act. Handicapped parking may be limited to staff and patrons of a particular business or organization by clearly marked "Customer Parking Only" signage.

b. Illegally Parked Vehicles. Vehicles that are illegally parked as defined in this instruction are subject to towing as set forth in paragraph 8.g. Joint Base Security may direct the immediate removal of vehicles illegally parked in reserved or otherwise designated parking spaces. Joint Base Security may also direct that the base decal on illegally parked vehicles be removed when cited.

c. Parking within JBPHH Housing Areas

(1) Makalapa Area. Due to the limited space in this area, residents and guests should use driveways for parking. Trucks shall, if possible, park in driveways when loading or unloading.

(2) Earhart Village. Due to the limited space along the roadways in this area, all residents and guests will park all vehicles in their assigned driveway (to include garages and auto-ports) or legally lineated parking spaces along roadways. If residents require additional space for vehicles, they are authorized to utilize the parking area adjacent to Hickam Memorial Theater for additional parking.

(3) Other Housing Areas

(a) Off-street community parking areas are provided generally within the block in which housing units are located and shall be used to the maximum extent possible by residents of housing areas instead of leaving their automobiles parked at street curbs. This does not preclude a resident from parking in front of his/her

assigned unit as long as parking along the curb does not create a safety hazard or violate any portion of this instruction.

(b) In those housing areas where parking spaces are reserved for use of the tenant of a specified unit, parking spaces will be identified by housing unit numbers on the curb or other conspicuous location within the assigned parking spaces.

(c) Long term parking of boats, motor homes, trailers, or other recreational-type wheeled vehicles is prohibited within military housing areas under JBP HH control. These vehicles may be parked adjacent to the owner's residence for no more than 72 hours for loading, unloading, and periodic maintenance. Short-term or long-term storage for these types of vehicles is available through Morale, Welfare, and Recreation (in the vicinity of gate 39) for a nominal fee. Contact Outdoor Recreation at (808) 449-5215 for detailed policies and procedures regarding storage of the aforementioned recreational vehicles.

d. Prohibited Parking. Motor vehicles shall not be parked on the JBP HH installation:

(1) For periods longer than specified by clearly posted signs in any parking lot or along any roadway.

(2) Except for residents in housing areas, for longer than 48 hours in any parking lot or along any roadway that is not posted with signs specifying maximum parking periods (exceptions will be granted to forces afloat personnel utilizing Auto port and street parking adjacent to Naval Submarine Training Center Pacific, the Bachelor Enlisted Quarters, and similar areas for periods not to exceed 29 days, upon notifying the JBP HH security representative. Long-term parking will be designated for deployed military members. The deployed member's parent unit will designate long-term parking within the unit's unaccompanied quarters.

(3) For more than three hours, unless otherwise marked, at customer service facilities, commissary, exchange, etc.

(4) For more than six hours for special events (bowling alley, golf course, Anchor's Catering, homecoming, dependent cruises, etc.).

(5) Within three feet on either side of a driveway.

(6) Within 10 feet of any intersection; unless a parking space has been legally lineated.

(7) Within 10 feet of a crosswalk, except where a parking space is legally lineated.

(8) Within 10 feet of any STOP or YIELD signs.

- (9) Within 15 feet of a fire hydrant.
- (10) Without displaying appropriate current decal or visitor's pass.
- (11) Bearing expired state registration or expired safety inspection.
- (12) In any place or manner in which it obstructs traffic or poses any threat to public safety or military efficiency.
- (13) Greater than 12 inches from a curb.
- (14) In an unsafe or inoperable condition, except at any automobile hobby shop.
- (15) On any curve on a road or street.
- (16) On a sidewalk.
- (17) In a crosswalk.
- (18) Double parked.
- (19) Against the follow of traffic.
- (20) At any curb that is painted red or yellow.
- (21) On grass or seeded areas.
- (22) On piers or docks or in industrial areas unless authorized by CSO or designated representative.
- (23) In areas not clearly marked as a vehicle parking space.
- (24) In places clearly marked as being reserved for other vehicles or personnel not including the operator of the parked vehicle.

e. Special Event and Event Parking Requests. Requests for reserved parking for special events shall be submitted to the installation Special Event Coordinator, via email: jbp hh_security.fct@navy.mil, Naval message, or telephone (808) 474-6193, no less than three weeks prior to the scheduled event. Requests made via telephone must be followed up via email or Naval message within 72 hours of the event.

(1) Parking Lot Sentries. The requesting activity is responsible for providing sentries in each parking area reserved for special events no later than two hours prior to the event.

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(2) Parking Lot Cleanliness. The requesting activity is responsible for the cleanliness of the area(s) reserved for special events during and immediately after the event.

(3) Request JBPHH JB3 releases an ALNAVACTS message five days prior to event.

(4) The Special Event Coordinator will close off reserved areas by use of barricades, delineators, and signs at least 12 hours but no more than 24 hours prior to beginning of event.

(5) The requesting activity must provide notice of approval/disapproval/modification of special event parking requests to the Special Events Coordinator via email or phone call. Coordination on the date and time for pick up of cones and sign boards is required.

(6) The Special Event Coordinator will provide notice of special event reserved parking to all activities/commands in the vicinity of the reserved spaces at least six days prior to the event via Naval message. In the event of an emergent requirement (utilities maintenance, last minute notification of VIP visit, etc.), the notice will be hand delivered to all activities/commands in the vicinity of the reserved spaces.

(7) The Special Event Coordinator will contact the Parking Enforcement Division for Vehicle Towing at (808) 474-6193 or (808) 474-0440. Vehicles not associated with the special event that are remaining in the reserved area will be towed at the owner's expense. Contact the JBPHH CSO for approval if five or more vehicles require towing.

f. Unattended Motor vehicles. No person operating or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the ignition key from the vehicle and effectively setting the brakes. While parked upon any grade, the front wheels shall be turned to the curb or side of the roadway. Unattended vehicles with the ignition keys in them will have keys confiscated. Keys may be claimed from JBPHH Security at Building 278 located at 370 Fuller Way, JBPHH, HI 96860.

(1) No person will leave any child less than 10 years of age unattended in a parked vehicle without an acceptable sitter (12 years of age or older).

g. Parking of Vehicles for Sale. Vehicles advertised for sale will not be parked in any area for the specific purpose of advertisement unless registered and parked within an authorized Auto Resale Lot. This does not, however, preclude owners from displaying "for sale" signs in their privately owned vehicles while the vehicle is in operation, parked at assigned quarters, or parked at assigned duty section.

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h. Long-Term Storage/Parking. Long-term parking of privately owned vehicles is permitted for those personnel going on deployment, TAD/TDY or on leave. Parking is limited to the JBPHH AMC Passenger Terminal long-term parking lot; JBPHH Morale, Welfare and Recreation (MWR) long-term parking lots; and the barracks/dormitory parking lots (for residents only).

(1) Long-term storage/parking is limited to the duration of the approved absence.

(2) All vehicles stored in long-term parking lots will have a valid DD Form 2220 (registration decal), valid no-fault insurance, safety inspection, and registration at the time of application in order to be considered for long-term storage/parking.

(3) All patrons must have a valid ID card, driver's license, and a copy of official orders, leave papers or command letter to register their vehicle for long-term storage/parking. In the case of ship deployments, a command designated representative will liaise with MWR; notifying them of deployment dates and number of vehicles to be stored.

(4) Long-Term Lots

(a) AMC Passenger Terminal Long-Term Parking. Personnel authorized to park in this lot are those personnel that are deploying, going on TAD/TDY or departing on leave and are using the AMC Terminal as their point of embarkation. The use of the AMC Passenger Terminal long-term parking lot by retired military personnel shall be limited to a maximum of 30 calendar days. Personnel parking their vehicles at the AMC Passenger Terminal will be required to complete AF Form 25 (AMC Passenger Terminal Long-Term Parking Permit). Contact the AMC Passenger Terminal at (808) 449-6833 for detailed policies and procedures regarding AMC Passenger Terminal long-term parking.

(b) Morale, Welfare and Recreation (MWR) Long-Term Parking Lots. There are two lots, one in the vicinity of Gate 43 and the other is located at the old resale/lemon lot (intersection of Engine Test Rd and Moffet St). Personnel authorized to park in these lots are those personnel that are deploying, going on TAD/TDY or departing on leave. For details on MWR long-term storage/parking policies, procedures, directions and/or prices contact the JBPHH Auto Skills Center at (808) 471-9072.

(c) Barracks/Dormitory Long-Term Parking. Barracks or dormitory residents on deployment, TAD/TDY or leave are authorized to park their vehicles in their respective residence lot for the duration of the aforementioned absence upon approval. All personnel requesting consideration must complete JB2 Form 7 (JBPHH Long-Term Barracks Parking Permit), enclosure (9). Copies, and instructions for completing JB2 Form 7, can be obtained at the JBPHH Pass and ID Office, (808) 449-9394. It is the responsibility of the service member

to coordinate with the barracks/dormitory managers, first sergeant/chief petty officer (or above), and the JBPHH Pass and ID Office to ensure all the appropriate notifications and paperwork have been completed to support long-term vehicle storage/parking in barracks/dormitory lots.

8. Enforcement Measures. The following enforcement measures are not disciplinary measures or a substitute for punitive action. They are not intended to interfere in any way with the reasonable exercise of the JBC's prerogative to issue, suspend, revoke, or deny installation driving privileges for cause without regard to these enforcement measures.

a. Driver Records. Applicable service forms will be used to record chargeable motor vehicle revocation actions and/or point assessments (enclosure (1)) involving military and civilian personnel and their dependents and other personnel privileged to operate motor vehicles on a military installation. Driver records will be used as an aid in identification of drivers in need of driving improvement, such as counseling and remedial driving training. Counseling and/or interview should result in recommendations designed to improve the driver's performance.

b. Revocation of Driving Privileges. The revocation of installation driving privileges is a severe administrative measure for serious moving violations. This action precludes renewal or restoration except by written application, or after the expiration of a specified period of time. This also applies at all military installations and remains in effect upon reassignment. Reference (c) mandates immediate suspension of installation driving privileges for intoxicated driving incidents pending resolution of charges.

c. U.S. Violation Notices. Under the provisions of the Federal Magistrate Act, as implemented by reference (c), JBPHH installation security personnel and all other persons empowered by the JB2 are authorized to issue U.S. District Court Violation Notices (DD Form 1805) for traffic and other minor (non-felony) offenses committed on the installation.

(1) Persons receiving Violation Notices will be given a court appearance date for a hearing by a Federal Magistrate in the U.S. District Court. Except for certain mandatory appearances, persons receiving Violation Notices may post collateral by mail and subsequently consent to forfeiture of this collateral in lieu of appearing in court. The Federal Magistrate Act provides for arrest of offenders who fail to respond. Once a Violation Notice has been issued, the matter rests entirely with the court and the offender.

d. Traffic Violations. The JBC is responsible for administering a traffic point system/assessment of penalties for violations in accordance with reference (d) and enclosure (1).

(1) No person shall willfully fail or refuse to comply with any lawful order or directive of any police officer or military policeman with authority to direct, control or regulate traffic.

(2) The issuance of Armed Forces Traffic Tickets (DD Form 1408) and U.S. District Court Violation Notices (DD Form 1805) is a matter solely within the purview of the JBPHH Security Department, the primary law enforcement organization on the installation. However, upon written request to the JB2, other organizations may be authorized to issue parking citations (DD Form 1408) in areas immediately adjacent to their organizations or in parking determined by the JB2 as being under their purview or control.

(3) The authority to grant designated persons authorization to issue DD Forms 1408 for parking infractions rests with the JB2 and will not be granted unless the person has been certified by the Joint Base Traffic Court Administrator.

(4) It shall be the duty of patrols, police, and sentries, when assigned to duties in connection with these regulations, to issue traffic citations to all personnel subject to these regulations.

(5) Citations shall be issued for violations of traffic regulations. When there are multiple violations, each violation shall be cited as a separate offense and will constitute a second, third, etc., offense.

(6) DOD and military police officers who issue a DD Form 1408 are authorized, when applicable, to scrape the decal number year from the POV at the time of issuing a citation. The owner/operator will be instructed to remove the decal year number from their POV if present. The pink copy of the citation will act as the vehicle's installation base pass until the operator's appearance at Joint Base Traffic Court. The Traffic Court Administrator will reissue year decal, if circumstances permit.

(7) Second or subsequent offenses of unauthorized parking in reserved Flag/General officers, O-6, designated fire lanes or handicapped parking spaces may/shall result in a one year suspension of installation driving privileges and the offender's base decal may be removed from their vehicle. A new decal may not be reissued until the person requesting the decal has had a personal appointment with the JB2 or designated representative.

(8) Failure to appear at Traffic Court when directed to do so will result in a six (6) month suspension of installation driving privileges. The installation decal will be removed from the violator's vehicles and reissuance will require the written approval of the JB2 or designated representative. Those individuals, who for some legitimate reason cannot appear at Traffic Court on the date and time specified, must report in person to the Traffic Division, Bldg

278, Joint Base Pearl Harbor-Hickam, for assignment of a new Traffic Court hearing date.

(9) Personnel who fail to turn in an issued DOD decal for a POV upon transfer of ownership, disposal of a POV, or whose POV decal has been removed through their own negligence may be subject to administrative action prior to issuance of an additional or replacement decal.

e. Big Five Plus Three Traffic Enforcement Program. The following violations constitute the Big Five Plus Three traffic enforcement program violations in accordance with reference (j). For additional information on other traffic and parking offenses (points and penalties) not contained in the "Big Five Plus Three" or elsewhere in this document, refer to CNRHINST 5560.1 and OPNAVINST 11200 series.

(1) Failure of operator or occupants to use restraints devices (seatbelts) in accordance with HRS 291-11.6.

(2) Failure to properly restrain children in a child restraint system (all children under four years of age) in accordance with HRS 291-11.5.

(3) Excessive speeding (i.e., over 15 MPH above speed limit).

(4) Failure to wear required Personal Protective Equipment (PPE) while operating or riding or riding a motorcycle, moped, or ATV in accordance with reference (a).

(5) Permitting an unlicensed person to operate a vehicle.

(6) Utilizing a cell phone while operating a vehicle in violation of paragraph 5.1. above.

(7) Parking in a properly marked handicap parking stall without being properly identified and/or authorized.

(8) Reckless driving in accordance with HRS 291-2.

(9) In addition to the above, all hands are reminded that Driving Under the Influence (DUI)/Driving While Impaired (DWI) either on base or off will result in an automatic one year suspension of base driving privileges.

f. Traffic Violation Procedures

(1) Armed Forces Traffic Ticket (DD Form 1408)/U.S. District Court Violation Notice (DD Form 1805). Appropriate copies of all citations issued by military or civilian personnel shall be referred as expeditiously as possible to JB2 for appropriate action.

(2) Points. Points are defined for the propose of this instruction as those points determined assessable for parking and/or moving traffic violations to all military and civilian personnel operating government vehicles on the installation; to military personnel, dependents, civilian employees and contractors operating privately owned vehicles on the Installation.

(3) Points and Penalty Assessment Procedures.

(a) Any individual subject to this instruction who receives an Armed Forces Traffic Ticket (DD Form 1408) for any of the violations contained in paragraph 8.e. above (Big Five Plus Three) is required to attend Traffic Court at Bldg 278, Joint Base Pearl Harbor-Hickam, on the date and time specified on the reverse side of the pink copy of the citation.

(b) An individual who receives an Armed Forces Traffic Ticket (DD Form 1408) without a mandatory court date, and desires to contest the citation must contact the Traffic Court Administrator through the JBPHH Security Department within 10 working days of citation date, or upon return from TAD, deployment or leave. If the citation is uncontested, or if the contest is unsuccessful, the Traffic Supervisor will note the number of points and/or the penalty assessed for the particular offense on the person's vehicle driver record.

(c) Military personnel cited for and convicted of Driving While Impaired (DUI) (BrAC or BAC of .05 percent through .07 percent) and Driving While Intoxicated (DWI) (BrAC or BAC of .08 percent or greater) will attend remedial driving training and/or participate in alcohol/drug treatment or rehabilitation programs as determined by the Joint Base Commander.

(d) Points assessed by the District or U.S. Magistrate Court for traffic violations incurred on or off the JBPHH installation will be recorded against an individual's traffic record. Any suspensions or revocation of driver's license by civil authorities will automatically include loss of driving privileges on the JBPHH installation for the same period of time.

(e) When an individual has accumulated six points, his/her Commanding Officer or designated civilian supervisor will be advised by the JB2 or designated representative. This will permit counseling of the individual on the responsibilities of a vehicle operator.

(f) When an individual has accumulated a total of 12 or more points within a 12-month period, or 18 points within a 24-month period, his/her Commanding Officer or designated civilian supervisor will be notified by the JB2 or designated representative, that the individual's installation operating privileges are being revoked for a period not to exceed one year. If warranted, the individual's Commanding Officer or JB2 may recommend to JBC that the individual's

driving privileges be permanently revoked. The individuals permit to operate a government vehicle may also be revoked in the same manner. The Commanding Officer or designated civilian supervisor shall notify the individual of this action. Individual may be required to attend remedial driving training.

(g) Points assessed against an individual shall remain in effect for a 24-month period or until separation from service or final termination of employment, whichever is sooner. The termination of a revocation period will, of itself, warrant the mandatory removal from the driver's record of all points assessed prior to the driving privilege withdrawal action.

(h) Removal of points does not, however, constitute authority to remove driver record entries for moving violations, chargeable accidents, suspension, or revocations of driving privileges. Driver record entries will remain posted on individual driver records for periods as specified below:

- Chargeable non-fatal traffic accidents/moving violations - three years
- Non-mandatory suspensions or revocations - five years
- Mandatory revocations - seven years

(i) When an individual whose installation operating privileges have been suspended is apprehended for driving on the installation, the JB2 or designated representative will take action to convert the suspension order to a permanent revocation.

(j) Armed Forces Traffic Ticket (DD Form 1408) issued by any Armed Forces Law Enforcement Official. Based on reciprocal agreement among military law enforcement officials, traffic tickets issued by all military law enforcement personnel to individuals whose vehicles bear Department of Defense Registered Vehicle Decals (DD Form 2220) issued by the JBPHH Pass and ID Office will be referred to the JB2 or designated representative. Points and penalties for such tickets will be assessed by the JB2 or designated representative. This agreement does not preclude the Joint Base Commander from assessing a loss of driving privileges on the installation.

(k) When an individual has accumulated six traffic violations during a six month period, he/she maybe awarded loss of driving privileges and/or other administrative sanctions as the traffic administrator may impose.

(l) Persons in violation of provisions of this instruction not involving motor vehicles (for example, coaster-wheeled conveyance operators, bicyclists, pedestrians, etc.) may be issued a DD Form

1408, Armed Forces Traffic Ticket. Traffic points will not be assessed unless otherwise stipulated within this instruction; however, the traffic ticket will be forwarded to the member's and/or sponsor's Command representative or unit commander for follow-up action.

(4) Administrative Due Process

(a) If it is determined, as the result of an administrative hearing, to suspend or revoke the affected person's driving privilege, the suspension or revocation will become effective when the person receives the written notification. If written notification cannot be verified either through a delivery receipt for mail or delivery through command channels, the hearing authority will determine the effective date on a case-by-case basis.

(b) If the suspension or revocation is imposed after such a hearing, the person whose driving privilege has been suspended or revoked will have the right to appeal or request reconsideration. Such requests must be forwarded through command channels through the JB2 or designative representative to the Joint Base Commander within 10 days from the date the individual is notified of the suspension or revocation resulting from the administrative hearing. The suspension or revocation will remain in effect pending a final ruling on the request.

(c) Any requests for restricted driving privileges subsequent to suspension or revocation of installation driving privileges will be referred to the Joint Base Commander through the JB2 or designated representative for determination under criteria listed below, except for intoxicated driving cases, which must be referred to the General Court-Martial Convening Authority. Withdrawal of restricted driving privileges is within the Joint Base Commander's discretion.

(d) Probation or restricted driving privileges will not be granted to any person whose driver's license is under suspension or revocation by a State or Federal licensing authority.

(e) Aside from any other provisions of this regulation, the Joint Base Commander or designee may grant restricted driving privileges or probation on a case-by-case basis to accommodate any of the following reasons, provided the person's State driver's license remains valid:

- Mission requirements
- Unusual personal or family hardships
- Delays exceeding 90 days, not attributed to the person concerned, in the formal disposition of an

apprehension or charges that are the basis for any type of suspension or revocation.

- When there is no reasonably available alternate means of transportation to conduct officially assigned duties. (In this instance, a limited exception can be granted for the sole purpose of driving directly to and from the place of duty.)

(f) The limitations on a restricted driving privilege (for example, an authorization to drive to and from place of employment or duty, selected installation facilities such as hospital and commissary, or other facilities) will be specified in writing and provided to the individual concerned. Persons found to be in violation of the restricted privilege are subject to revocation. For good cause, the appropriate authority may withdraw the restricted driving privilege and continue the suspension or revocation period (for example, driver at fault in a traffic accident, or driver cited for a moving traffic violation).

(g) The conditions and terms of probation will be specified in writing and provided to the individual concerned. The original suspension or revocation term in its entirety may be activated to commence from the date of the violation of probation. In addition, separate action may be initiated based on the commission of any traffic, criminal, or military offense that constitutes a probation violation.

(h) Affected DOD employees who can demonstrate that suspension or revocation of their installation driving privileges would constructively remove them from employment may be granted restricted driving privileges that allow driving on the installation or activity using the most direct route to and from their respective work sites. This is not to be construed as limiting the Joint Base Commander from suspending or revoking on-duty driving privileges or seizure of a United States Government Motor Vehicle Operator's Identification Card (Form OF 346), even if this action would constructively remove a person from employment in those instances in which the person's duty requires driving from place to place on the installation.

g. Towing of Vehicles

(1) Inoperative vehicles shall not be towed to or left unattended at any installation residence, work center, parking area road or location other than an automobile hobby shop, without the written permission of JB2 or designated representative.

(2) Vehicles shall not be towed in excess of 20 miles per hour.

(3) Government Vehicles (GOV). All government vehicles will be towed by Naval Facilities (NAVFAC), if assets and manpower are available.

(4) Privately Owned Vehicles (POV). Privately Owned Vehicles shall not be towed onto the JBPHH installation without written authorization from JB2 or a designated representative. Authority will normally be granted for transporting a vehicle to an established Navy or AAFES Exchange service station or authorized MWR Auto Hobby Shop for repair. The installation security towing section shall maintain a record of all vehicles towed onto the JBPHH installation and shall effect the removal of the vehicle after a period of 30 days if such vehicle is not operational and fully qualified for a JBPHH installation decal.

(a) If a POV is in an accident, breaks down, or is involved in other similar incidents, the vehicle may be towed, at the owner/operator's request, by a private towing service to an automotive repair center or a commercial storage/impound facility.

(b) If towing is warranted for an illegally parked or abandoned POV (in accordance with paragraph 8.h. below), the vehicle will be towed by NEX towing services and the vehicle will be taken to the JBPHH impound lot.

(c) POVs involved in criminal incidents may be impounded. In such cases, the vehicle will be towed to a designated holding area, as specified by JBPHH Security, for further investigation and/or the documentation and processing of evidence.

(d) All POVs will be towed at the owner/operator's expense. Additionally, any impound or storage fees incurred will be the responsibility of the owner/operator.

(5) The following is a list of violations which may result in vehicles being towed, in accordance with paragraph 8.h. below.

(a) Vehicle parked in designated fire lanes;

(b) Vehicle impeding the free flow of traffic to the extent that traffic or other hazards are created;

(c) Vehicle otherwise illegally parked.

(d) Vehicle parked in such a manner that other vehicles are blocked and the driver cannot be quickly located;

(e) Vehicle parked in a reserved space not assigned to the owner/operator of that particular vehicle, and towing is requested by the person to whom the space is assigned;

(f) Vehicle illegally parked on a pier, or quay wall;

(g) Vehicle parked with no valid decal or pass properly displayed (i.e., where it is visible from the exterior of the vehicle) and/or with expired state registration or expired safety inspection decals.

(h) Unauthorized parking in a designated handicapped parking space;

(i) Unauthorized parking in an area reserved for housing residents and their guests;

(j) Vehicle is inoperable as a result of a traffic accident;

(k) Driver has been apprehended for driving under the influence of alcohol and/or drugs;

(l) Any vehicle deemed unsafe to operate under the HRS and/or installation Pass and ID requirements will be considered a derelict vehicle and will be towed and processed as an abandoned vehicle.

h. Notice of Vehicle Removal and Storage. Illegally parked POVs shall be disposed of as follows:

(1) Unless exigent or emergency circumstances dictate otherwise, a reasonable effort will be made to locate and contact the registered owner of the POV to effect removal.

(2) Vehicles will be cited, enclosures (7) or (8) for illegal parking and will be instructed to correct the violation within 24 hours. If not corrected within 24 hours, vehicles will be issued a second citation and a Vehicle Removal Notice (VRN), enclosure (2), will be placed on the vehicle; after an additional 48 hours, vehicle will be towed as designated on VRN.

(3) If action stated above has been unsuccessful, arrangements will be made to effect removal. A vehicle report, enclosure (3), listing all items of personal property within a POV and the vehicle's overall condition will be completed and filed, and notice of vehicle removal and storage, enclosure (4), will be mailed to last known registered owner. Enclosure (5) provides a sample notice to be included with enclosure (4) to last known owner. A 45-day notice will be used to allow for mailing time. Enclosures (4) and (5) will be sent by certified mail to document the attempt to notify the last known owner of disposition action.

i. Administrative revocation of driving privileges for Driving Under the Influence of alcohol (DUI).

(1) In accordance with reference (e) the following policy applies.

(a) When a person suspected of DUI is stopped by law enforcement officials on the JBPHH installation, and the suspect's BAC level meets or exceeds 0.08, or if the suspect refuses to take a BAC test, law enforcement officials must fill out and submit enclosure (6), a Notice of Administrative Driver's License Revocation, Sworn Statement of Intoxilyzer 5000/8000 Operator Accuracy Test, and Sworn Statement of Blood Test Analyst to the Hawaii State Administrative Driver's License Revocation Office (ADLRO) for action. This policy pertains to every DUI suspect, whether military or civilian.

(b) A Request to Reconsider Administrative Revocation of driving privileges form should be provided to the suspect for their use, and an Administrative Driver's License Revocation Document Checklist should be completed and filed with the Security Department copies of the Notice of Administrative Driver's License Revocation, Sworn Statement of Intoxilyzer 5000/8000 Operator Accuracy Test, and Sworn Statement of Blood Test Analyst.

(c) The Administrative Drivers License Revocation Office (ADLRO) will review the paperwork and convene an administrative hearing. If a preponderance of the evidence supports a violation of HRS for a DUI offense ADLRO will administratively revoke the suspect's driver's license, regardless of state of issuance.

(2) DUI Procedures

(a) Only personnel certified by a National Highway Traffic Safety Administration (NHTSA) certified instructor will perform a Standardized Field Sobriety Test (SFST). Certification will be obtained through NHTSA and documented in the training record. The certificate must be available for submission during court proceedings.

(b) Zero Tolerance Policy. Any person less than 21 years of age and at least 18 years of age who is found operating a motor vehicle on a roadway in the state of Hawaii with a measurable level of alcohol (greater than 0.02 and less than 0.08) in their blood or breath will be charged under the Uniform Code of Military Justice (UCMJ) or Hawaii Revised Statutes (HRS) 291E-0061 *Driving after consuming a measurable amount of alcohol; persons under the age of twenty-one, as appropriate*. If subject has a BrAC or BAC of 0.08 or higher he/she will be charged with DUI. All individuals under the age of 18 will be turned over to Honolulu Police Department for processing through coordination with the servicing Judge Advocate General.

(c) Implied Consent Law. All vehicle operators in the state of Hawaii automatically imply consent to submit a sample of their blood, breath, or urine to prove their sobriety while operating a vehicle. If a vehicle operator refuses to provide a sample an affidavit requesting search and seizure of a sample of the suspect's

blood will be obtained. In accordance with reference (c), HRS 291E-0011 Implied consent of operator of vehicle to submit to testing to determine alcohol concentration and drug content. Any person who operates a vehicle upon a public way, street, road, or highway or on or in the waters of the State shall be deemed to have given consent.

(d) Chemical Testing: a driver may request to submit a blood sample instead of a breath sample, and will be considered in compliance with the Implied Consent Law.

(e) Breath Tests: Any individual suspected of DUI will be requested to submit a breath test utilizing the Intoxilyzer 5000/8000. A person suspected of DUI may request to submit a chemical test instead of a breath test and be considered in compliance with the Implied Consent Law.

j. Joint Base Commander's Action. Personnel subject to the UCMJ who have been tried in civil court for a traffic violation normally will not be tried by court-martial or punished under the UCMJ, Article 15, for the same act or acts over which the civil court has exercised jurisdiction. The JBC, upon notification that an employee or member of the installation has been charged with a serious traffic offense by civil authorities, may suspend the individual's installation driving privileges pending disposition of the charge, and notify the JB2 or designated representative if the offender's driving privileges have been suspended. Commanding Officers may also take further administrative action, such as requiring remedial driver training.

(a) Active duty military members regardless of component, and reserve or guard personnel on active duty orders. Note: In addition to an Armed Forces Traffic Ticket (DD Form 1408), this category of personnel will also be issued a U.S. District Court Violation Notice (DD Form 1805) if they are found to be Driving While Impaired (BrAC or BAC of .05 percent through .07 percent) or Driving While Intoxicated (BrAC or BAC of .08 percent or greater).

(b) All other categories of personnel who commit citable traffic violations NOT listed in Enclosure (8).

(c) All categories of personnel who commit one of the Top Five plus three traffic violations.

(1) U.S. District Court Violation Notice (DD Form 1805). When a citation is warranted, the following categories of personnel will be issued a U.S. District Court Violation Notice (DD Form 1805) for all violations listed in enclosure (8).

(a) Active duty military members regardless of component, and reserve or guard personnel on active duty orders regardless of component or service, if they are found to be Driving While Impaired (DUI) (BrAC or BAC of .05 percent through .07 percent) or Driving While Intoxicated (DWI) (BrAC or BAC of .08 percent or greater).

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(b) All other categories of individuals who commit citable violations listed in enclosure (8).



J. W. JAMES

Distribution:

Electronic only, via

<https://g2.cnid.navy.mil/TSCNRH/JOINTBASEPEARLHARBOR-HICKAMHI/J00/Directives/Private/default.aspx>

12 Jan 12

NOTICE OF ADMINISTRATIVE REVOCATION

RESPONDENT'S NAME: _____ DOB: _____

MAILING ADDRESS: _____ SSN: _____

CITY / STATE / ZIP _____ D.L. No.: _____
(STATE)

PART I. REVOCATION OF YOUR LICENSE AND PRIVILEGES

You are the respondent in this administrative proceeding. Pursuant to the Administrative Revocation Process, Chapter 291E, Part III, Hawai'i Revised Statutes ("HRS"), if the Administrative Driver's License Revocation Office ("ADLRO") administratively revokes your license and privileges, your license and privilege to operate a vehicle in the State of Hawai'i or on or in the waters of the State will terminate: (1) thirty days after the date this Notice of Administrative Revocation ("Notice") is issued in the case of an alcohol related offense; (2) forty-four days after the date this Notice is issued in the case of a drug related offense; or (3) at a later date as established by ADLRO under HRS §291E-38.

1. You were arrested for Operating a Vehicle Under the Influence of an Intoxicant in violation of HRS §291E-61 or §291E-61.5.
2. Alcohol Related Offense: You consented to be tested or were informed of the sanctions of the Administrative Revocation Process and the consequences of refusing to be tested for alcohol concentration and you refused to be tested.
3. Drug Related Offense: You consented to be tested or were informed of the sanctions of the Administrative Revocation Process and the consequences of refusing to be tested for drug content in the blood or urine and you refused to be tested.

PART II. TEMPORARY PERMIT

You must surrender your license to the arresting officer who will then issue you a Temporary Permit. The Temporary Permit allows you to operate a vehicle for thirty days in the case of an alcohol related offense and forty-four days in the case of a drug related offense or until such time as the director may establish pursuant to HRS §291E-38. The Temporary Permit is subject to the same restrictions as your license and you must have it in your possession at all times when operating a vehicle during the period for which it is valid. **A Temporary Permit will not be issued to you if you are unlicensed, your license is expired, your license is suspended or revoked, or you do not have your license in your possession.**

- | | |
|---|---|
| <input type="checkbox"/> This IS a Temporary Permit | <input type="checkbox"/> This IS NOT a Temporary Permit |
| <input type="checkbox"/> Your license is forwarded to ADLRO | Reason: <input type="checkbox"/> You are unlicensed or your license is expired. |
| | <input type="checkbox"/> Your license is suspended/revoked. |
| | <input type="checkbox"/> No license in your possession. |

FOR ADLRO USE ONLY

By signing below, you acknowledge receipt of page one of this Notice.

Respondent's Signature Date

SEE THE REVERSE SIDE OF THIS NOTICE FOR FURTHER INFORMATION CONCERNING THE ADMINISTRATIVE REVOCATION OF YOUR LICENSE AND PRIVILEGES, AND MOTOR VEHICLE REGISTRATIONS IF APPLICABLE.

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NOTICE OF ADMINISTRATIVE REVOCATION — PAGE 2 OF 2

REPORT NO.: _____

PART III. REVOCATION OF MOTOR VEHICLE REGISTRATIONS

(This Part III applies to repeat offenders and highly intoxicated drivers only.)

Part III of this Notice applies to you only if you are a repeat intoxicated driver or a highly intoxicated driver. You are a **repeat intoxicated driver** if you have one prior alcohol enforcement contact during the five years preceding the date of arrest, two prior alcohol enforcement contacts during the seven years preceding the date of arrest, or three or more prior alcohol enforcement contacts during the ten years preceding the date of arrest. An **alcohol enforcement contact** means (1) Any administrative revocation ordered pursuant to the Administrative Revocation Process; (2) Any administrative revocation ordered pursuant to Chapter 286, Part XIV, HRS [Administrative Revocation of Driver's License]; (3) Any suspension or revocation of any license or motor vehicle registration, or both, or any suspension or revocation of a privilege to operate a vessel underway imposed by this or any other state or federal jurisdiction for refusing to submit to a test for alcohol concentration; (4) Any conviction in this State for operating or being in physical control of a vehicle while having an unlawful alcohol concentration or while under the influence of alcohol; or (5) Any conviction in any other state or federal jurisdiction for an offense that is comparable to operating or being in physical control of a vehicle while having an unlawful alcohol concentration or while under the influence of alcohol. You are a **highly intoxicated driver** if you have a measurable amount of alcohol of 0.15 or more grams of alcohol per one hundred milliliters of cubic centimeters of your blood, or 0.15 or more grams of alcohol per two hundred ten liters of your breath.

If you are a repeat intoxicated driver or a highly intoxicated driver and ADLRO administratively revokes your license, pursuant to the Administrative Revocation Process, the registrations and license plates of all motor vehicles registered to you will terminate thirty days after the date of your arrest or a later date as established by ADLRO under HRS §291E-38. Your motor vehicle registrations will not be restored under any circumstances during the administrative revocation period. You are prohibited from conducting any motor vehicle transaction, including registering any motor vehicles, during the period of your administrative revocation, except as permitted by the Administrative Revocation Process. You are hereby ordered to surrender all motor vehicle number plates issued to you within thirty days after the date of your arrest or a later date as established by ADLRO under HRS §291E-38. You must surrender all motor vehicle number plates to ADLRO at the above address. The failure to surrender all motor vehicle license plates as ordered is a misdemeanor.

PART IV. TEMPORARY MOTOR VEHICLE REGISTRATION

(This Part IV applies to repeat offenders and highly intoxicated drivers only.)

If your motor vehicle registration and license plates have been revoked (see Part III of this Notice) the arresting officer will issue you a Temporary Motor Vehicle Registration and temporary number plates. The Temporary Motor Vehicle Registration allows you to drive a vehicle registered in your name for thirty days or until such time as the director may establish pursuant to HRS §291E-38. A Temporary Motor Vehicle Registration will not be issued to you if your motor vehicle registration has expired or has been revoked. If you receive a Temporary Motor Vehicle Registration, you must keep one copy of the Temporary Motor Vehicle Registration in your vehicle at all times. You are a registered owner of the following motor vehicle:

State and License No	V.I.N.
Motor vehicle registration and license plates forwarded to ADLRO: <input type="checkbox"/> YES <input type="checkbox"/> NO	
<input checked="" type="checkbox"/> This IS a Temporary Motor Vehicle Registration <input type="checkbox"/> This IS NOT a Temporary Motor Vehicle Registration	

I SWEAR OR AFFIRM THAT THIS NOTICE WAS ISSUED TO YOU ON THE DATE, TIME, AND LOCATION PROVIDED HEREIN

Arresting Officer	I.D. No.	Location	Issue Date/Time
-------------------	----------	----------	-----------------

By signing below, you acknowledge receipt of page two of this Notice.

Respondent's Signature	Date
------------------------	------

CERTIFIED STATEMENT OF DISMISSAL

This certifies that the administrative revocation proceeding against you has been terminated with prejudice and that your driver's license and motor vehicle registration and license plates, if applicable, have been returned to you: (1) because your alcohol concentration test result was less than .08 if your case involved an alcohol related offense; or (2) because your blood or urine test failed to show the presence of any drug that is capable of impairing your ability to operate a vehicle in a careful and prudent manner if your case involved a drug related offense.

Arresting Officer	Date
-------------------	------

12 Jan 12

The Big Five Plus Three traffic safety violations and DUIs/DWIs will be issued mandatory Joint Base Traffic Court appearances.

Point assessment for moving traffic violations

Violation: Reckless driving (willful and wanton disregard for the safety of persons or property).

Points assessed: 6

Violation: Owner knowingly and willfully permitting a physically impaired person to operate the owner's motor vehicle.

Points assessed: 6

Violation: Fleeing the scene (hit and run)-property damage only.

Points assessed: 6

Violation: Driving vehicle while impaired (BAC more than 0.05 percent and less than 0.08 percent).

Points assessed: 6

Violation: Speed contests.

Points assessed: 6

Violation: Speed too fast for conditions.

Points assessed: 2

Violation: Speed too slow for traffic conditions, and/or impeding the flow of traffic, causing potential safety hazard.

Points assessed: 2

Violation: Failure of operator or occupants to use available restraint system devices while moving (operator assessed points).

Points assessed: 2

Violation: Failure to properly restrain children in a child restraint system while moving (when child is 4 years of age or younger or the weight of child does not exceed 45 pounds).

Points assessed: 2

Violation: One to 10 miles per hour over posted speed limit.

Points assessed: 3

Violation: Over 10 but not more than 15 miles per hour above posted speed limit.

Points assessed: 4

Violation: Over 15 but not more than 20 miles per hour above posted speed limit.

Points assessed: 5

Violation: Over 20 miles per hour above posted speed limit.

Points assessed: 6

12 Jan 12

Violation: Following too close.

Points assessed: 4

Violation: Failure to yield right of way to emergency vehicle.

Points assessed: 4

Violation: Failure to stop for school bus or school-crossing signals.

Points assessed: 4

Violation: Failure to obey traffic signals or traffic instructions of an enforcement officer or traffic warden; or any official regulatory traffic sign or device requiring a full stop or yield of right of way; denying entry; or requiring direction of traffic.

Points assessed: 4

Violation: Improper passing.

Points assessed: 4

Violation: Failure to yield (no official sign involved).

Points assessed: 4

Violation: Improper turning movements (no official sign involved).

Points assessed: 3

Violation: Wearing of headphones/earphones while driving motor vehicles (two or more wheels).

Points assessed: 3

Violation: Failure to wear an approved helmet and/or reflectorized vest while operating or riding on a motorcycle, MOPED, or a three or four-wheel vehicle powered by a motorcycle-like engine.

Points assessed: 3

Violation: Improper overtaking.

Points assessed: 3

Violation: Other moving violations (involving driver behavior only).

Points assessed: 3

Violation: Operating an unsafe vehicle (see note 2).

Points assessed: 2

Violation: Driver involved in accident is deemed responsible (only added to points assessed for specific offenses).

Points assessed: 1

Notes:

1 When two or more violations are committed on a single occasion, points may be assessed for each individual violation.

2 This measure should be used for other than minor vehicle safety defects or when a driver or registrant fails to correct a minor defect.

12 Jan 12

Vehicle Removal Notice (VRN)

VEHICLE REMOVAL NOTICE

THE ABOVE VEHICLE HAS BEEN DECLARED ILLEGALLY PARKED BY THE SECURITY OFFICER IN ACCORDANCE WITH STATION AND/OR HOUSING REGULATIONS. THE OWNER OR HIS LEGAL REPRESENTATIVE HAS 48 HOURS TO REMOVE THE VEHICLE FROM THE NAVAL BASE, PEARL HARBOR, HAWAII, OR THE VEHICLE WILL BE REMOVED BY A CIVILIAN WRECKER AT THE OWNER'S EXPENSE. VEHICLES NOT CLAIMED WILL BE DISPOSED OF. POINT OF CONTACT IS VEHICLE REMOVAL SECTION, PHONE 474-0440.

TIME AND DATE OF VIOLATION

- EXPIRED REGISTRATION/OR SAFETY
- NO BASE DECAL OR EXPIRED DECAL
- VEHICLE NOT OPERATIONAL
- PARKING VIOLATION

POLICE OFFICER'S SIGNATURE BADGE NO.

PH-NA/STA 5560/13 (Rev. 8-86)

12 Jan 12

Vehicle Report (OPNAV 5527/12)

DEPARTMENT OF THE NAVY		<input type="checkbox"/> IMPOUNDED <input type="checkbox"/> RELEASED <input type="checkbox"/> EMBEZZLED <input type="checkbox"/> RECOVERED <input type="checkbox"/> STOLEN <input type="checkbox"/> PLATE(S) <input type="checkbox"/> STORED <input type="checkbox"/> OTHER (List)							
VEHICLE REPORT									
1. REPORTING AGENCY		2. DATE/TIME REPORTED	3. CASE CONTROL NUMBER (CCN)						
4. DATE & TIME OF OCCURRENCE		5. WAS NEIGHBORHOOD OR AREA CHECKED FOR WITNESSES, LEADS, CLUES? <input type="checkbox"/> NO <input type="checkbox"/> YES (Explain in Remarks)							
6. TOWING/STORAGE CONCERN (Name, address and telephone number)		TOWED TO/STORED AT (Name, address and telephone number)							
7. REPORTED BY	HOME ADDRESS		TELEPHONE NO.						
	BUSINESS ADDRESS		TELEPHONE NO.						
8. DESCRIPTION AND OWNERSHIP									
YEAR	MAKE	MODEL	BODY TYPE	COLOR (Combination)	LICENSE NUMBER(S)	<input type="checkbox"/> ONE <input type="checkbox"/> TWO	MONTH/YEAR	STATE	
VEHICLE IDENTIFICATION NUMBER (VIN)		ENGINE NUMBER (EN)	VIN COMPARED WITH REG. CARD <input type="checkbox"/> YES <input type="checkbox"/> NO	VIN APPEAR ALTERED/REMOVED <input type="checkbox"/> YES <input type="checkbox"/> NO	VIN CLEAR <input type="checkbox"/> YES <input type="checkbox"/> NO	LIC. NUMBER(S) CLEAR <input type="checkbox"/> YES <input type="checkbox"/> NO			
IF STOLEN, NAME, DATE AND CASE NUMBER OF REPORTING AGENCY				WAS VEHICLE RETURNED TO OWNER <input type="checkbox"/> YES <input type="checkbox"/> NO		STORAGE AUTHORITY			
REGISTERED OWNER		ADDRESS				TELEPHONE NO. (S) (Home) (Work)			
LEGAL OWNER		ADDRESS				TELEPHONE NO. (S) (Home) (Work)			
LAST DRIVER OF VEHICLE		ADDRESS		TIME AND DATE		TELEPHONE NO. (S) (Home) (Work)			
9. CONDITION AND INVENTORY (Use remarks space or attach separate descriptions as needed.)									
ODOMETER READING		DRIVABLE <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN		HAVE YOU ENTERED MISSING, IDENTIFIABLE PARTS IN NCIC? <input type="checkbox"/> YES <input type="checkbox"/> NO				*describe fully CONDITION	
CONDITION	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	ITEMS
WRECKED			SEAT (FRONT)			REGISTRATION			HUB CAPS (*)
BURNED			SEAT (REAR)			ALIGNMENT/H			SPECIAL WHEELS
VANDALIZED			RADIO			BATTERY			DRIVING LIGHTS
ENG./TRANS. STRIP			TAPE DECK			DIFFERENTIAL			CAMPER*
MISC. PARTS STRIP			TAPES ()			TRANSMISSION			CARGO*
BODY METAL STRIP			OTHER RADIO			AUTOMATIC ()			VESEL AS LOAD*
VIN SWITCH			IGNITION KEY			MANUAL ()			FIREARM(S)*
LIST PROPERTY, TOOLS, VEHICLE DAMAGE.									
SIGNATURE OF OFFICIAL ORDERING VEHICLE STORED				SIGNATURE OF GARAGE PRINCIPAL/AGENT STORING VEHICLE				DATE AND TIME	

12 Jan 12

DEPARTMENT OF THE NAVY		VEHICLE REPORT		(Continued)
10. VALUATION, RELEASE, DISPOSITION				
RECOVERY TELETYPE (Date & No.)	REQUIRED NOTICES SENT TO REGISTERED & LEGAL OWNERT <input type="checkbox"/> YES <input type="checkbox"/> NO (List reason)		ESTIMATED RECOVERY VALUE	
TO (Storage authority/concern)			DATE	
RELEASE VEHICLE TO (Name and address)			SIGNATURE OF PERSON AUTHORIZING RELEASE	
			CERTIFICATION: I, the undersigned, do hereby certify that I am legally authorized and entitled to take possession of above described vehicle	
			SIGNATURE OF PERSON TAKING POSSESSION	
11. SUSPECTS (Continue in remarks or add pages, if necessary)				
1	NAME/RANK & BRANCH/SSN/DUTY STATION/UIC/DRIVER'S LICENSE NUMBER			
	----- DPOB/SEX/RACE/HEIGHT/WEIGHT/HAIR/EYES/IDENTIFYING MARKS			
2	NAME/RANK & BRANCH/SSN/DUTY STATION/UIC/DRIVER'S LICENSE NUMBER			
	----- DPOB/SEX/RACE/HEIGHT/WEIGHT/HAIR/EYES/IDENTIFYING MARKS			
3	NAME/RANK & BRANCH/SSN/DUTY STATION/UIC/DRIVER'S LICENSE NUMBER			
	----- DPOB/SEX/RACE/HEIGHT/WEIGHT/HAIR/EYES/IDENTIFYING MARKS			
4	NAME/RANK & BRANCH/SSN/DUTY STATION/UIC/DRIVER'S LICENSE NUMBER			
	----- DPOB/SEX/RACE/HEIGHT/WEIGHT/HAIR/EYES/IDENTIFYING MARKS			
12. REMARKS (Use additional blank sheets as required. Include all pertinent information.)				

12 Jan 12

Sample Notice of Vehicle Removal and Storage

DIR:BH:HA
20 MAY 2009

From: District Manager, Navy Exchange Hawaii
To: [REDACTED]
Re: [REDACTED]
Subj: **LOST ABANDONED OR UNCLAIMED PRIVATELY OWNED VEHICLE**

Ref: (a) Title 10, US Code, Section 2575
(b) Defense Utilization and Disposal Manual, DoD 4160.21M

Encl: (1) DD Form 2507

1. A privately owned vehicle as described below has been impounded and per information received by Navy Region Hawaii Security Department, you are the last known owner or legal representative of this vehicle:

Make:

Model

Color

License Plate Number :

Vehicle Identification Number:

2. In accordance with the provisions of reference (a) and (b), you are hereby advised that the vehicle described above shall be sold or otherwise disposed of on [REDACTED]. A request for return of the vehicle shall be honored if received before this date specified. Request for return of vehicle after the specified time shall be honored only if deposition has not been completed. A \$65 Towing Fee and \$225 Impound Service Fee will be assessed and must be paid prior to the release of property. A partial refund of the impound fee will be prorated at \$5 per day from the date of tow if picked up within 45 days.

3. If you desire to waive interest and/or release ownership of this vehicle and claims, please complete and return enclosure (1), page 2 of DD Form 2507.

4. Your prompt attention in this matter is greatly appreciated. If you have any questions, please contact Dennis Parsons, Navy Exchange Autoport Service Center Manager at (808) 423-3226

BEVERLY HUDGINS

12 Jan 12

DD Form 2507 (Notice of Vehicle Impoundment) Notice of Lost,
Abandoned or Unclaimed Privately-Owned Property

NOTICE OF VEHICLE IMPOUNDMENT			1. DATE (YYYYMMDD)
2. TO		3. FROM	
<p>This is to notify you that the Commander of the above-named installation has directed the removal and impoundment of the vehicle described below from the listed location for being in violation of the installation traffic code.</p>			
3. VEHICLE IDENTIFICATION		4. LOCATION FROM WHICH VEHICLE WAS REMOVED	
a. DATE REMOVED (YYYYMMDD)	b. YEAR		
c. MAKE	d. MODEL		
e. VEHICLE IDENTIFICATION NUMBER	f. DECAL NUMBER	5. LOCATION WHERE VEHICLE IS STORED	
g. VEHICLE LICENSE			
(1) NUMBER	(2) STATE		
6. YOU MAY DO ONE OF THE FOLLOWING:		OR	
<p>a. Notify the Installation Law Enforcement Office listed below of your intent to reclaim. You must show intent to reclaim the vehicle within 15 days after receipt of the notice.</p>		<p>b. Sign the waiver of interest/release on the back and return it within 15 days of receipt of this notice to the Installation Law Enforcement Office (include the ownership certificate if in your possession).</p>	
(1) INSTALLATION LAW ENFORCEMENT OFFICE TELEPHONE NUMBER		(2) INSTALLATION LAW ENFORCEMENT OFFICE ADDRESS	
<p>Your failure to take action on Item 6.a. or 6.b. above will constitute a waiver of interest in the vehicle and will result in disposal of the vehicle in accordance with DoD 4160.21-M, "Defense Utilization and Disposal Manual."</p>			
7. AUTHORIZING OFFICIAL			
a. TYPED NAME (Last, First, Middle Initial)		b. SIGNATURE	

12 Jan 12

WAIVER OF INTEREST/RELEASE

8. VEHICLE OWNER CERTIFICATION

- I certify that I am the owner of the vehicle listed in Item 3.
 - I hereby relinquish all right, title, and interest to said vehicle now stored at location listed in Item 5, and expressly waive time and other limitations imposed by law and regulation in the disposition of such property.
 - I expressly warrant that there is no lien, mortgage, or other encumbrance on the property herein abandoned as evidenced by the enclosed certificate of title and owner's registration as listed in Item 3 (if applicable), except as noted below.
- I agree to hold and save the United States and any of its instrumentalities, officers, or employees harmless from any claim or assertion that may arise with regard to the disposition of the vehicle.
 - The lienholder(s) listed below has/have (has not/have not) given consent to this disposition of the property by signature below.
 - I understand that after the execution of this instrument I am entitled to no further notice of any action or proceeding involving disposition of the property.

a. SIGNATURE OF VEHICLE OWNER

b. DATE SIGNED (YYYYMMDD)

9. THE FOLLOWING LIENS, MORTGAGES, OR ENCUMBRANCES EXIST ON THE VEHICLE LISTED IN ITEM 3.

a. FIRST LIEN, MORTGAGE, OR ENCUMBRANCE

(1) NAME OF LIENHOLDER	(2) ADDRESS OF LIENHOLDER (Street, City, State, and ZIP Code)
(3) AMOUNT OF LIEN	

b. SECOND LIEN, MORTGAGE, OR ENCUMBRANCE

(1) NAME OF LIENHOLDER	(2) ADDRESS OF LIENHOLDER (Street, City, State, and ZIP Code)
(3) AMOUNT OF LIEN	

10. LIENHOLDER CERTIFICATION

I certify that as lienholder of said property, I consent to its disposition in the manner set forth above.

a. SIGNATURE OF LIENHOLDER

b. DATE SIGNED (YYYYMMDD)

11. NOTARY

Acknowledged before me by _____

at _____ this _____ day of _____

Signature of Notary

12 Jan 12

Use of Intoxicants Implied Consent for Testing

**USE OF INTOXICANTS WHILE OPERATING A VEHICLE
IMPLIED CONSENT FOR TESTING**

DATE OF ARREST: _____ REPORT NO.: _____

ARRESTEE'S/RESPONDENT'S NAME: _____

SOCIAL SECURITY NUMBER: _____

I, _____, a police officer, swear that the following statements were read to the arrestee/respondent.

Pursuant to chapter 291E, Hawaii Revised Statutes (HRS), Use of Intoxicants While Operating a Vehicle, you are being informed of the following:

1. _____ Any person who operates a vehicle upon a public way, street, road, or highway or on or in the waters of the State shall be deemed to have given consent to a test or tests for the purpose of determining alcohol concentration or drug content of the persons breath, blood, or urine as applicable.
2. _____ You are not entitled to an attorney before you submit to any tests or tests to determine your alcohol and/or drug content.
3. _____ You may refuse to submit to a breath or blood test, or both for the purpose of determining alcohol concentration and/or blood or urine test, or both for the purpose of determining drug content, none shall be given, except as provided in section 291E-21. However, you shall be subject to the procedures and sanctions under chapter 291E, part III, or 291E-65 as applicable.

ALCOHOL CONCENTRATION

- _____ AGREED TO TAKE A BREATH TEST AND REFUSED THE BLOOD TEST
- _____ AGREED TO TAKE A BLOOD TEST AND REFUSED THE BREATH TEST
- _____ AGREED TO TAKE BOTH A BREATH TEST AND A BLOOD TEST
- _____ REFUSED TO TAKE EITHER A BREATH TEST OR A BLOOD TEST

DRUG TESTING

- _____ AGREED TO TAKE A BLOOD TEST AND REFUSED THE URINE TEST
- _____ AGREED TO TAKE A URINE TEST AND REFUSED THE BLOOD TEST
- _____ AGREED TO TAKE BOTH A BLOOD TEST AND A URINE TEST
- _____ REFUSED TO TAKE EITHER A BLOOD TEST OR A URINE TEST

I, THE ARRESTEE /RESPONDENT, ACKNOWLEDGE THAT I MADE THE CHOICE(S) INDICATED ABOVE AND WAS INFORMED OF THE INFORMATION IN THIS REPORT.

ARRESTEE'S/RESPONDENT'S SIGNATURE: _____ DATE/TIME

SIGNED: _____ DEPUTY'S SIGNATURE ID NO. DATE/TIME

COMMENTS: _____

SD-396K

WHITE - COURTS

YELLOW - ADMIN. REV.

PINK - RECORDS

12 Jan 12

SANCTIONS FOR USE OF INTOXICANTS WHILE OPERATING A VEHICLE & IMPLIED CONSENT FOR TESTING

ARRESTEE'S NAME: _____ REPORT NO.: _____

SOCIAL SECURITY NUMBER: _____ DATE OF ARREST: _____

I, _____, a police officer, swear that the following statements were read to the arrestee:

Pursuant to chapter 291E, Hawaii Revised Statutes (HRS), Use of Intoxicants While Operating a Vehicle, you are being informed of the following:

1. _____ If you choose to take an alcohol concentration test and the test result is below the legal limit of 0.08, the administrative revocation proceedings will be terminated with prejudice.
2. _____ If you are under twenty-one years of age it is unlawful for you to operate a vehicle upon a public way, street, road, or highway or on or in the waters of the State while under the influence of a measurable amount of alcohol (0.02 or greater, but less than 0.08).
3. _____ If you choose to take a drug test and the test fails to indicate the presence of one or more drugs in an amount sufficient to impair your ability to operate a vehicle in a careful and prudent manner, the administrative revocation proceedings will be terminated with prejudice.
4. _____ The test or tests to determine your drug content shall also be admissible in determining your alcohol concentration, but your submission to testing for drugs shall not substitute for alcohol concentration tests.
5. _____ If you are convicted of operating a vehicle under the influence of intoxicants or have your vehicle license or privilege to operate a vessel suspended or revoked, you may be ordered to reimburse the county for the cost of a blood or urine test or both.
6. _____ "Alcohol enforcement contact" or "drug enforcement contact" means:
 - a. Any administrative revocation ordered pursuant to part III of chapter 291E, HRS.
 - b. Any administrative revocation ordered pursuant to part XIV of chapter 286, as that part was in effect on December 31, 2001.
 - c. Any suspension or revocation of any license or motor vehicle registration, or both, or any suspension or revocation of a privilege to operate a vessel imposed by this or any other state or federal jurisdiction for refusing to submit to a test for alcohol concentration or drug content.
 - d. Any conviction in this State for operating or being in physical control of a vehicle while having an unlawful alcohol concentration or drug content or while under the influence of alcohol or drugs.
 - e. A conviction in any other state or federal jurisdiction for an offense that is comparable to operating or being in physical control of a vehicle while having an unlawful alcohol concentration or unlawful drug content or while under the influence of alcohol or drugs.
7. _____ "Highly intoxicated driver" means a person whose alcohol concentration test result is 0.15 or greater.
8. _____ The administrative revocation of driver's license and motor vehicle registration consequences for taking or refusing to take a test are as follows:
 - a. _____ If you refuse to take any tests and your record shows no prior alcohol or drug enforcement contact during the five years preceding the date the notice of administrative revocation was issued, your license and privilege to operate a vehicle will be revoked for a period of one year.

SD-396B1 (R-7/07)

WHITE - COURTS

YELLOW - ADMIN. REV.

PINK - RECORDS

Page 1 of 4

12 Jan 12

SANCTIONS FOR USE OF INTOXICANTS WHILE OPERATING A VEHICLE & IMPLIED CONSENT FOR TESTING (continuation)

REPORT NO.: _____

However, if you choose to take a test and fail it, your license and privilege to operate a vehicle will be revoked for a minimum of three months up to a maximum of one year.

- b. _____ If you are a highly intoxicated driver and your record shows no prior alcohol or drug enforcement contact during the five years preceding the date the notice of administrative revocation was issued, your license and privilege to operate a vehicle and the registration of any motor vehicle registered to you will be revoked for a minimum of six months up to a maximum of one year.

You shall not qualify for a conditional license permit under section 291B-44, HRS.

- c. _____ If you refuse to take any tests and your record shows one prior alcohol or drug enforcement contact during the five years preceding the date the notice of administrative revocation was issued, your license and privilege to operate a vehicle, and the registration of any motor vehicle registered to you, will be revoked for a period of two years.

However, if you choose to take the test and fail it, your license and privilege to operate a vehicle, and the registration of any motor vehicle registered to you, will be revoked for a minimum of one year up to a maximum of two years.

- d. _____ If you refuse to take any tests and your record shows two prior alcohol or drug enforcement contacts during the seven years preceding the date the notice of administrative revocation was issued, your license and privilege to operate a vehicle, and the registration of any motor vehicle registered to you, will be revoked for a period of four years.

However, if you choose to take a test and fail it, your license and privilege to operate a vehicle, and the registration of any motor vehicle registered to you, will be revoked for a minimum of two years up to a maximum of four years.

- e. _____ If you refuse to take any tests and your record to operate a vehicle shows three or more prior alcohol or drug enforcement contacts during the ten years preceding the date the notice of administrative revocation was issued, your license and privilege to operate a vehicle, and the registration of any motor vehicle registered to you, will be revoked for life.

If you choose to take a test and fail it, your license and privilege to operate a vehicle, and the registration of any motor vehicle registered to you, will be revoked for life.

- f. _____ If you are under the age of eighteen years and are arrested for operating a vehicle while under the influence of an intoxicant, your license and privilege to operate a vehicle will be revoked either for the period remaining until your eighteenth birthday or, if applicable, for the appropriate revocation period.

- g. _____ If your test result is 0.08 or greater, but less than 0.15, and if you do not have any prior alcohol and/or drug enforcement contacts within five years preceding the date of arrest, you may request a conditional permit after a minimum period of absolute license revocation of thirty days, to drive for work-related purposes or to attend substance abuse treatment which may be ordered for the remainder of the revocation period.

SD-396B2 (R-7/07)

WHITE - COURTS

YELLOW - ADMIN. REV.

PINK - RECORDS

Page 2 of 4

12 Jan 12

**SANCTIONS FOR USE OF INTOXICANTS WHILE OPERATING A VEHICLE
& IMPLIED CONSENT FOR TESTING (continuation)**

REPORT NO.: _____

- h. _____ If you refuse to take any test, the administrative revocation proceeding will not be terminated, and you will not qualify for a conditional permit.
- i. _____ If your license and privilege to operate a vehicle is revoked, a notice of the results of the hearing will be sent to the license examiner of drivers of each county. The license examiner will deny you a driver's license or permit to operate a vehicle for the applicable revocation period.
- j. _____ If your motor vehicle registration is revoked, you will be ordered to surrender the license plate(s) and motor vehicle registration of all motor vehicles which you own. Failure to surrender your motor vehicle license plates is a criminal misdemeanor.
9. _____ "Repeat intoxicated driver" means a person who previously:
- Has been convicted, during the five years preceding the date of arrest, of one or more violations under section 291E-61, as a result of having consumed alcohol, or under section 291-4 or 291-4.4, as those sections were in effect on or before December 31, 2001.
 - Has been convicted, during the ten years preceding the date of arrest, of three or more violations under section 291E-61, as a result of having consumed alcohol, or under section 291-4 or 291-4.4, as those sections were in effect on or before December 31, 2001.
 - Has had one prior alcohol enforcement contact during the five years preceding the date of arrest, two prior alcohol enforcement contacts during the seven years preceding the date of arrest, or three or more prior alcohol enforcement contacts during the ten years preceding the date of arrest.
10. _____ If you are a repeat intoxicated driver and refuse to be tested or a highly intoxicated driver, you shall be prohibited from registering any motor vehicle during the revocation of your license and privilege to operate a vehicle.
11. _____ Whenever your license and privilege to operate a vehicle is administratively revoked under section 291E-41, you shall be referred to the driver's education program for an assessment by a certified substance abuse counselor. You shall pay all costs for the assessment and treatment.
12. _____ Alcohol and drug enforcement contacts that occurred prior to January 1, 2002, shall be counted in determining the administrative revocation period.
13. _____ Criminal charges may be filed against you under part IV, Prohibited Conduct, section 291B.
14. _____ During the revocation period:
- You shall not be allowed to sell or transfer ownership of your vehicle(s) unless you receive consent from the administrative director of the courts or designee.
 - The director may grant a special motor vehicle registration to a qualified household member or co-owner of your motor vehicle(s) for the necessities of life. However, the special motor vehicle registration shall not be valid for use by you.

SD-396B3 (R-7/07)

WHITE - COURTS

YELLOW - ADMIN. REV.

PINK - RECORDS

Page 3 of 4

12 Jan 12

ACKNOWLEDGEMENT OF RECEIPT OF SANCTION INFORMATION & IMPLIED CONSENT TESTING CHOICE

REPORT NO.: _____

ALCOHOL CONCENTRATION

After I informed the arrestee of the aforementioned sanctions and the choice of taking a blood test, a breath test, or both, or refusing to take a test to determine the alcohol concentration, the arrestee:

- _____ AGREED TO TAKE A BREATH TEST AND REFUSED THE BLOOD TEST
- _____ AGREED TO TAKE A BLOOD TEST AND REFUSED THE BREATH TEST
- _____ AGREED TO TAKE BOTH A BREATH TEST AND A BLOOD TEST
- _____ REFUSED TO TAKE EITHER A BREATH TEST OR A BLOOD TEST

DRUG TESTING

After I informed the arrestee of the aforementioned sanctions and the choice of taking a blood test, a urine test, or both, or refusing to take a test to determine the drug content, the arrestee:

- _____ AGREED TO TAKE A BLOOD TEST AND REFUSED THE URINE TEST
- _____ AGREED TO TAKE A URINE TEST AND REFUSED THE BLOOD TEST
- _____ AGREED TO TAKE BOTH A BLOOD TEST AND A URINE TEST
- _____ REFUSED TO TAKE EITHER A BLOOD TEST OR A URINE TEST

I, THE ARRESTEE, ACKNOWLEDGE THAT I MADE THE CHOICE(S) INDICATED ABOVE AND WAS INFORMED OF THE INFORMATION IN THIS REPORT.

ARRESTEE'S SIGNATURE: _____

DATE/TIME

SIGNED: _____

DEPUTY'S SIGNATURE

ID. NO.

DATE/TIME

WITNESS: _____

WITNESS'S SIGNATURE

DATE/TIME

COMMENTS: _____

SD-396B4 (R-7/07)

WHITE - COURTS

YELLOW - ADMIN. REV.

PINK - RECORDS

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12 Jan 12

Armed Forces Traffic Ticket (DD Form 1408)

ARMED FORCES TRAFFIC TICKET				<input type="checkbox"/> WARNING (See Remarks below)		ISSUED DATE TIME LOCATION	
The person named below committed traffic violation as noted at the time and location, and on date shown, and was issued this traffic ticket.							
1. NAME (Last, First, Middle Initial)							
2. RANK / GRADE		3. DATE OF BIRTH		4. SOCIAL SECURITY NO.			
5. ORGANIZATION OR ADDRESS							
6. DRIVER LICENSE NUMBER				7. ISSUING AUTHORITY (State or Agency)			
8. MAKE OR TYPE OF VEHICLE		9. STATE LICENSE OR REGIS. NO.		10. INST. TAG NO.			
11. DATE (Day-month-year)		12. TIME		13. LOCATION			
14. <input checked="" type="checkbox"/> SPEED OVER LIMIT mph in a zone		<input checked="" type="checkbox"/> 5 TO 10 MPH		<input checked="" type="checkbox"/> 11 TO 15 MPH		<input checked="" type="checkbox"/> OVER 15 MPH	
15. <input checked="" type="checkbox"/> IMPROPER LEFT TURN		NO SIGNAL		CUT CORNER		FROM WRONG LANE	
16. <input checked="" type="checkbox"/> IMPROPER RIGHT TURN		NO SIGNAL		INTO WRONG LANE		FROM WRONG LANE	
17. <input checked="" type="checkbox"/> VIOLATED TRAFFIC SIGNAL WHEN LIGHT SHOWS STOP		PAST MIDDLE INTERSECTION		ARRIVE AT INTERSECTION		HAD NOT REACHED INTERSECTION	
18. <input checked="" type="checkbox"/> DISOBEYED STOP SIGN		STOPPED UNLAWFULLY		PAST TO STOP		ROLLED / SPED THROUGH	
19. <input checked="" type="checkbox"/> IMPROPER PASSING AND LANE USAGE		AT INTERSECTION		CUT IN		ON HILL	
		BETWEEN TRC		ON RIGHT		ON HILL	
		LAW ENFORCEMENT		WRONG LANE		ON HILL	
20. <input type="checkbox"/> ROL. TOO CLOSELY		OTHER VIOLATIONS (Describe)					
21. <input type="checkbox"/> FAILURE TO YIELD							
22. <input type="checkbox"/> PARKING		OVERTIME		DOUBLE PARKING			
		PROHIBITED AREA		OTHER (Describe in Remarks)			
23. CONDITIONS THAT INCREASED SERIOUSNESS OF VIOLATION		SLIPPERY PAVEMENT		DARKNESS		OTHER TRAFFIC PRESENT	
		RAIN		SNOW		ICE	
		NIGHT		FOG		SNOW	
		CROSS		ONCOMING		PEDESTRIAN	
		PEDESTRIAN		SAME DIRECTION		OTHER TRAFFIC PRESENT	
		PEDESTRIAN		DRIVER		JUST MISSED ACCT	
24. AREA		CROSS		HIGHWAY		TYPE	
		INDUSTRIAL		RURAL		RECREATIONAL	
		2 - LANE		3 - LANE		4 - LANE	
		DIVIDED					
25. TYPE OF ACCIDENT		TRAFFIC ACCIDENT		TYPE OF ACCIDENT			
		PD		FATAL			
		VEHICLE		PEDESTRIAN			
		RIGHT ANGLE		SIDEWIRE			
		HEAD ON		REAR END			
		RAN OFF ROAD		INTERSECTION			
26. NAME OF PERSON ISSUING TRAFFIC TICKET							
27. ORGANIZATION AND INSTALLATION				28. RANK / GRADE			

TICKET NUMBER N17387101

12 Jan 12

REQUEST FOR REPORT OF ACTION TAKEN ON TRAFFIC VIOLATION		19. DATE	
<i>When returning Report of Action Taken, cross-through this request.</i>			
20. TO		21. FROM	
22. NAME OF VIOLATOR		23. ORGANIZATION	
The individual named above was issued this traffic ticket for the violation indicated on the reverse. Records indicate that previous traffic violations have been charged against this person.			
For this violation, traffic points are assessable. There is a total of points previously recorded against this person's driving record.			
The report of action taken (below) will be completed and returned by:			
(fold)		(fold)	
REPORT OF ACTION TAKEN ON TRAFFIC VIOLATION		24. DATE	
The circumstances relating to the violation charged on the reverse have been reviewed and the action shown below has been taken.			
25. NAME OF VIOLATOR		26. ORGANIZATION	
<input type="checkbox"/> ADMIN		<input type="checkbox"/> NONJUDICIAL ART 15 LICM	<input type="checkbox"/> PENDING
		<input type="checkbox"/> JUDICIAL	<input type="checkbox"/> COMPLETED
27. REMARKS			
28. SIGNATURE		29. RANK/GRADE	
<i>When report is completed, fold as indicated with names of addressees facing out.</i>			
(fold)		(fold)	
30. THROUGH		31. FROM	
32. TO			

DD Form 1408, Copy 1 Reverse, DEC 87

12 Jan 12

INSTRUCTIONS TO VIOLATOR	
	Inform your commanding officer, supervisor, or sponsor of this violation. The original copy of this traffic ticket will be forwarded in accordance with installation procedures.
	You may obtain further information concerning this traffic ticket from the installation law enforcement areas.
	SPECIAL INSTRUCTIONS
<u>Privacy Act Statement</u>	
<u>AUTHORITY:</u>	Title 10 USC Section 301(g), Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)
<u>PRINCIPAL PURPOSE:</u>	The Social Security Number (SSN) is used for Law Enforcement purposes as an additional means of identification of subjects, witnesses or complaints.
<u>ROUTINE USES:</u>	The SSN provides an interface with the standard Installation/Division System and is a major item used in processing machine record and output sequence for Military Police Management Information Systems. Also, provides the unit command, provost marshal, and the individual with a copy of notices of traffic violations committed on an installation (information is extracted from this form and recorded on Driver Record/Vehicle Registration). It is also used for recording action taken by unit commander or an offender.
<u>DISCLOSURE:</u>	voluntary.

DD Form 1408, Copy 3 Reverse, DEC 87

12 Jan 12

DD FORM 1805 DISTRICT COURT VIOLATION NOTICES
GUIDELINE FOR MILITARY PATROL OFFICERS

Updated October 29, 2007

1. This memorandum is intended as a guideline of when to issue DD Form 1805 District Court Violation Notices for offenses that occur on military property within the District of Hawaii. It is also intended to give military Security Patrol Officers practical guidance in properly filling out DD Form 1805.
2. SAUSAs shall ensure widest dissemination of this information to all Hawaii Security Patrol Supervisors and Patrol Officers.
3. DD Form 1805 District Court Violation Notices will now be issued to civilians, reserves, and active duty military personnel alike for all issuable offenses.
4. The following is an all inclusive list of the offenses for which DD Form 1805 District Court Violation Notices may be issued. For all other offenses, DD Form 1408, Armed Forces Traffic Ticket, should be utilized:

A. **Fraudulent Use of Plates, Tags or Emblems: H.R.S. § 249-11**

Any person who uses fraudulent vehicle number plates, tags or emblems of a design and size similar to the currently issued series other than the ones that are issued, etc.

B. **No Driver's License: H.R.S. § 286-102**

No person shall operate a motor vehicle without first being appropriately and duly licensed as a qualified driver.

Note: Expired licenses shall be treated as no license

C. **Driving While License Suspended or Revoked: H.R.S. § 286-132**

No person whose driver's license has been canceled, suspended, or revoked, by Hawaii or another jurisdiction, may drive a motor vehicle.

Note: Record where and when license was suspended or revoked in the probable cause block of DD Form 1805.

D. **Reckless Driving: H.R.S. § 291-2**

No person may operate any vehicle recklessly in disregard for the safety of persons and/or property.

Note: When citing Reckless Driving, Officers must note in the probable cause block of DD Form 1805 and generate an Incident/Complaint Report (ICR) showing sufficient facts that the suspect's driving put persons and/or property in jeopardy.

E. **Storage of Opened Containers containing Intoxicating Liquor: H.R.S. § 291-3.3(a)**

No person shall keep in a motor vehicle or on a moped, when such vehicle is upon any public street, road or highway, any bottle, can, or other receptacle containing any intoxicating liquor which has been opened.

F. **Inattention to Driving: H.R.S. § 291-12**

Whoever operates any vehicle without due care or in a manner as to cause a collision with, or injury or damage to, as the case may be, any person, vehicle or other property.

G. **Accidents Involving Bodily Injury: H.R.S. § 291C-12.6**

The driver of any vehicle involved in an accident resulting in bodily injury to any person shall immediately stop the vehicle at the scene of the accident or as close thereto as possible but shall then forthwith return to and in every event shall remain at the scene of the accident until the driver has fulfilled the requirements of Section 291C-14 (duty to give information and render aid). Every such stop shall be made without obstructing traffic more than necessary.

H. **Accidents Involving Damage to Vehicle or Property: H.R.S. § 291C-13**

The driver of any vehicle involved in an accident resulting only in damage to a vehicle or other property which is driven or attended by any person shall immediately stop such vehicle at the scene of the accident or as close thereto as possible, but shall forthwith return to and in every event shall remain at the scene of the accident until the driver has fulfilled the requirements of section 291C-14 (duty to give information and render aid). Every such stop shall be made without obstructing traffic more than necessary.

I. **Speeding Ticket: H.R.S. § 291C-102**

Note 1: Issue DD Form 1805 only when the suspect's speed is 15 m.p.h. or greater than the posted speed limit.

Note 2: Cite the H.R.S. and 32 CFR sections 210.3(d) & 634.25(f).

Note 3: Speeding is a collateral forfeiture ticket: \$30 fine for 15-25 m.p.h. above posted speed limit, \$50 fine for 26 m.p.h.+ above posted speed limit

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J. **Excessive Speeding Ticket: H.R.S. § 291C-105**

No person shall drive a motor vehicle at a speed exceeding:

- 1) The applicable state or county speed limit by thirty miles per hour or more; or
- 2) Eighty miles per hour or more irrespective of the applicable state or county speed limit.

Any person who violates this section shall be guilty of a petty misdemeanor and shall be sentenced as follows without the possibility of probation or suspension of sentence:

- 1) For a first offense not preceded by a prior conviction for an offense under this section in the preceding five years:
 - (A) A fine of not less than \$500 and not more than \$1,000;
 - (B) Thirty-day prompt suspension of license and privilege to operate a vehicle during the suspension period, or the court may impose, in lieu of the thirty-day prompt suspension of license, a minimum fifteen-day prompt suspension of license with absolute prohibition from operating a vehicle and, for the remainder of the thirty-day period, a restriction on the license that allows the person to drive for limited work-related purposes;
 - (C) Attendance in a course of instruction in driver retraining;
 - (D) A surcharge of \$25 to be deposited into the neurotrauma special fund;
 - (E) An assessment for driver education pursuant to section 286G-3; and
 - (F) Either one of the following:
 - (i) Thirty-six hours of community service work; or
 - (ii) Not less than forty-eight hours and not more than five days of imprisonment.

K. **Operating a Vehicle Under the Influence of Intoxicant; H.R.S. § 291E-61**

No person shall operate or actually physically control a motor vehicle while:

- 1) under the influence of alcohol in an amount sufficient to impair the person's normal mental faculties or ability to care for the person and guard against casualty; or
- 2) under the influence of any drug that impairs the person's ability to operate the vehicle safely; or
- 3) with a 0.08% BAC or greater.

Note: The alcohol and drug DUI statutes were merged together and renumbered in January of 2002. Ensure you cite the proper statute numbers on DD Form 1805

L. **Operating a Vehicle After Licence Use and Privilege Have Been Suspended or Revoked for Operating a Vehicle Under the Influence of an Intoxicant; H.R.S. § 291E-62**

No person whose driver's license has been canceled, suspended, or revoked for driving under the influence of an intoxicant shall operate or actually physically control a motor vehicle.

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Note 1: Cite this offense only when the suspect's license is currently under suspension for driving under the influence of an intoxicant. If the period of suspension has run but the suspect merely has no license or has not reapplied for a license, cite "No Driver's License", H.R.S. 286-102, above.

Note 2: Record where and when license was suspended or revoked in the probable cause block of DD Form 1805.

M. **Operating a Vehicle after Consuming a Measurable Amount of Alcohol; Persons under the Age of Twenty-one: H.R.S. § 291E-64**

It shall be unlawful for any person under the age of twenty-one years to operate any vehicle with a measurable amount of alcohol.

Note: the offense is a violation, and consequently for the federal magistrate court to have jurisdiction the charging document (ticket/info), must cite the HRS 291E-62, 40 USC 1315, and 32 CFR 210.3(d) & 634.25(f)

N. **Driving Without No-Fault Insurance: H.R.S. § 431:10C-104**

No person shall operate a motor vehicle without a valid no-fault insurance policy.

Note 1: For motorcycles and motor scooters cite H.R.S. 431:10G-102.

Note 2: Suspect must actually be operating the vehicle to be ticketed.

Note 3: Both the driver and the registered owner gets a ticket if the registered owner is not the driver.

O. **Parking in a Handicapped Stall: City and County Ordinance 15-24.11 or Base Instruction**

Note 1: Note the exact location of the stall and how it is marked as handicapped in the probable cause block of DD Form 1805.

Note 2: Cite the City and County Ordinance for offenses that occur outside the fence line and the respective base instruction for offenses that occur within the fence line.

Note 3: Parking in a Handicapped Stall is a collateral forfeiture ticket: \$75 fine

P. **Trespassing: 18 U.S.C. § 1382**

Whoever enters military property:

- 1) for any purpose prohibited by law or regulation; or
- 2) re-enters after having been removed and barred by the BC.

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Note: Prior to issuing DD-Form 1805 for trespassing, it is necessary to establish that either the suspect was in a place that he/she knew was not allowed to be, or that the suspect had been issued a warning or bar letter previously. If applicable, cite prior 1408 and 1805 ticket numbers, bar letter dates, and/or previous ICR numbers in the probable cause block of DD Form 1805.

4. General guidance on issuing DD Form 1805:

- a. Issue DD Form 1805 only for the offenses listed above.
- b. Issue DD Form 1408 for all other traffic-related offenses.
- c. Generate an Incident Complaint Report (ICR) for all other non-traffic criminal matters. All ICR's generated will be reviewed by the SAUSA paralegal and forwarded to the SAUSA for prosecution or declination.
- d. Juveniles must not be issued a DD Form 1805. These matters must be addressed in the same manner as all other juvenile delinquency matters; that is, through the state juvenile (Family Court) system. Juvenile matters should not be referred for prosecution to the SAUSA except in serious felony cases in which both the investigative agency and the SAUSA should be contacted for prosecutorial guidance.

5. In order to properly execute DD Form 1805:

- a. Write legibly.
- b. Ensure the proper location code is entered.
- c. Ensure the proper statute or base regulation is cited.
- d. Ensure the suspect's information is entered accurately. Do not issue DD Form 1805 if the suspect has no mailing address. The Central Violations Bureau (CVB) will reject tickets without suspect's address.
- e. Check the "mandatory appearance" block for all offenses EXCEPT Speeding and Parking in a Handicapped Stall. In those cases, check the "optional appearance" block and write in the proper collateral forfeiture amount listed above.
- f. Ensure the CVB address/phone number stamp has been placed in the court date block. Do not enter a court date or time. CVB will issue a penal summons to the suspect's mailing address telling him/her where and when to appear.
- g. Date and sign the probable cause block on the back side of DD Form 1805.

LONG TERM BARRACKS PARKING PERMIT (JB2 Form 7)

Joint Base Pearl Harbor-Hickam
**Long Term Barracks
 Parking Permit**



YEAR, MAKE, MODEL OF VEHICLE:		LICENSE NUMBER/STATE:	INSTALLATION DECAL NUMBER:
REGISTERED OWNER NAME & ORGANIZATION:		APPROVED BARRACKS PARKING AREA:	
DATE OF ISSUE:	EXPIRATION DATE:	REASON FOR PERMIT:	
FIRST SERGEANT/UNIT CHIEF PETTY OFFICER (RANK/LAST NAME, FIRST MI):		FIRST SERGEANT/CHIEF PETTY OFFICER SIGNATURE:	
BARRACKS MANAGER (RANK/LAST NAME, FIRST MI):		BARRACKS MANAGER SIGNATURE:	
JB2 REPRESENTATIVE (RANK/LAST NAME, FIRST MI):		JB2 REPRESENTATIVE SIGNATURE:	