
A BILL FOR AN ACT

RELATING TO EMERGENCY VEHICLES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The purpose of this Act is to require
2 approaching vehicles to slow and change lanes when nearing state
3 civil defense vehicles and county emergency management vehicles
4 that are stopped for official duties, by amending the definition
5 of "emergency vehicle" in the statewide traffic code to include
6 these vehicles.

7 SECTION 2. Section 291C-27, Hawaii Revised Statutes, is
8 amended by amending subsection (b) to read as follows:

9 "(b) As used in this section, "emergency vehicle" means a
10 police or fire department vehicle, ocean safety vehicle,
11 emergency medical services vehicle, freeway service patrol
12 vehicle, state civil defense vehicle, county emergency
13 management vehicle, or a tow truck."

14 SECTION 3. This Act does not affect rights and duties that
15 matured, penalties that were incurred, and proceedings that were
16 begun before its effective date.

17 SECTION 4. New statutory material is underscored.



H.B. NO. 436

1 SECTION 5. This Act shall take effect upon its approval.

2

INTRODUCED BY:

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JAN 23 2015



H.B. NO. 436

Report Title:

Emergency Vehicles; Move Over Law; Civil Defense

Description:

Amends the definition of "emergency vehicle" in the law that requires approaching vehicles to slow and change lanes to include state civil defense vehicles and county emergency management vehicles.

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



STATE OF HAWAII
DEPARTMENT OF DEFENSE

TESTIMONY ON HOUSE BILL 436
A BILL RELATING TO EMERGENCY VEHICLES

PRESENTATION TO
THE HOUSE COMMITTEES ON TRANSPORTATION
and
PUBLIC SAFETY

BY
BRIGADIER GENERAL ARTHUR J. LOGAN
ADJUTANT GENERAL
AND DIRECTOR OF THE HAWAII EMERGENCY MANAGEMENT AGENCY
February 18, 2015

Chair Aquino, Chair Takayama, Vice Chair LoPresti, Vice Chair Yamashita, and Members of the House Committees on Transportation and Public Safety:

I am Brigadier General Arthur J. Logan, State Adjutant General and the Director of the Hawaii Emergency Management Agency. I am testifying in **STRONG SUPPORT** of House Bill 436.

This measure amends the definition of "emergency vehicle" in the law that requires approaching vehicles to slow and change lanes to include state civil defense vehicles and county emergency management vehicles. This needed change to the statewide traffic code will assist emergency management and civil defense personnel in the performance of their official duties in disaster situations.

In line 12 of the bill, committees should consider a change from "state civil defense vehicle" to "Hawaii Emergency Management Agency vehicle". This would reflect a recent language change in HRS 127A.

Thank you for allowing me to testify in **STRONG SUPPORT** of House Bill 436.

STATE OF HAWAII
DEPARTMENT OF DEFENSE
HAWAII EMERGENCY MANAGEMENT AGENCY

TESTIMONY ON HB 436

PRESENTATION TO THE HOUSE COMMITTEE ON TRANSPORTATION AND
THE HOUSE COMMITTEE ON PUBLIC SAFETY

BY

DOUG MAYNE
ADMINISTRATOR OF EMERGENCY MANAGEMENT
February 17, 2015

Chairs Aquino and Takayama, Vice Chairs LoPresti and Yamashita, and Members of the Committees.

I am Doug Mayne and I am the Administrator of the Hawaii Emergency Management Agency. I am testifying in **STRONG SUPPORT** of HB 436.

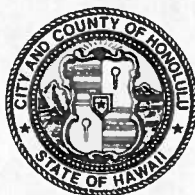
House Bill 436 provides needed protections for emergency management and civil defense personnel during disasters as they provide mission critical functions.

We propose amending H.B. 436 by changing “state civil defense vehicle” to Hawaii Emergency Management Agency vehicle” to match language in HRS 127A.

Thank you for allowing me to testify in **STRONG SUPPORT** of HB 436.

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
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KIRK W. CALDWELL
MAYOR

LOUIS M. KEALOHA
CHIEF

DAVE M. KAJIHIRO
MARIE A. McCAULEY
DEPUTY CHIEFS

OUR REFERENCE CT-GR

February 18, 2015

The Honorable Henry J. C. Aquino, Chair
and Members
Committee on Transportation
The Honorable Gregg Takayama, Chair
and Members
Committee on Public Safety
State House of Representatives
Hawaii State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chairs Aquino and Takayama and Members:

SUBJECT: House Bill No. 436, Relating to Emergency Vehicles

I am Calvin Tong, Major of the Traffic Division of the Honolulu Police Department (HPD), City and County of Honolulu. The HPD strongly supports the passage of House Bill No. 436, Relating to Emergency Vehicles.

Passage of this bill would include all state civil defense and county emergency management vehicles in the definition of "emergency vehicle" in Hawaii Revised Statutes Section 291C-27, commonly known as the "move over" law.

The "move over" law was designated for all emergency responders who provide services to our community, and all state civil defense and county emergency management vehicles should be included in this law.

The HPD urges you to support House Bill No. 436, Relating to Emergency Vehicles.

Thank you for the opportunity to testify.

Sincerely,

A handwritten signature in black ink, appearing to read "Calvin Tong", is written over a horizontal line.

Calvin Tong, Major
Traffic Division

APPROVED:

A handwritten signature in black ink, appearing to read "Louis M. Kealoha", is written over a horizontal line.

Louis M. Kealoha
Chief of Police

Serving and Protecting With Aloha

lopresti2 - George

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 14, 2015 4:10 PM
To: TRNtestimony
Cc: gsh@charhamilton.com
Subject: *Submitted testimony for HB436 on Feb 18, 2015 10:00AM*

HB436

Submitted on: 2/14/2015

Testimony for TRN/PBS on Feb 18, 2015 10:00AM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Liane Sumida	Char Hamilton Yoshida & Shimomoto	Support	Yes

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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To: TRNtestimony
Cc: islandimpulse@gmail.com
Subject: Submitted testimony for HB436 on Feb 18, 2015 10:00AM

HB436

Submitted on: 2/13/2015

Testimony for TRN/PBS on Feb 18, 2015 10:00AM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Colin Watanabe	Department of Emergency Management	Support	No

Comments: The Honorable Henry J.C. Aquino, Chair and Members Committee on Transportation The Honorable Gregg Takayama, Chair and Members Committee on Public Safety House of Representatives Hawaii State Capitol 415 South Beretania Street Honolulu, Hawaii 96813 Dear C hair Aquino and Takayama and Members: Subject: House Bill 436, Relating to Emergency Vehicles I am Colin Watanabe, an Emergency Management Reservist for the Department of Emergency Management, and stand in support of House Bill 436, Relating to Emergency V ehicles. As a volunteer Emergency Management Reservist for the City & County of Honolulu’s Department of Emergency Management, my fellow reservists and I provide mission critical duties for the City & County of Honolulu alongside other first responders during emergencies. These duties include closing of roads, highways and other thoroughfares due to rockslides, mudslides, flash flooding as well as other duties which put us in harm’s way. The passage of this bill will amend subsection §291C –(2) (b) of the Hawaii Revised Statutes to include Emergency Management vehicles/personnel as “Emergency Vehicles”, thus giving us the added protection we need while serving the public during emergencies or other incidents. I support House Bill 436, and thank this committees for the opportunity to provide testimony for this bill.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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February 17, 2015

To: Chair Henry J.C Aquino, Vice Chair Matthew S. Lopresti , and to the members of the committee.

from: Austin Maglinti.

Subject: opposing House Bill 436

Aloha, My name is Austin Maglinti and I would first like to thank you for hearing my testimony and hearing the voice of the keiki. I am currently a sophomore at Kalaheo high school. I strongly opposing HB436, relating to Amends the definition of "emergency vehicle."

This bill is saying that all " non-emergency vehicles" must slow down and pull over when a police or fire department vehicle, ocean safety vehicle, emergency medical services vehicle, freeway service patrol vehicle, state civil defense vehicle, county emergency management vehicle, or a tow truck. I do not support this bill due to the fact that one why does a tow truck need to be moved to the side for and if there is traffic he can ride in the shoulder lane the main purpose that the lane was created was so emergency vehicles can get to their destination faster. I do support the fact that all cars have to pull over when a emergency truck is upon them and reporting to an accident. I think that the house should keep the traditional version of emergency vehicles.

Jeffrey K. Spencer
P.O. Box 235172
Honolulu, Hawaii 96823

February 17, 2015

The Honorable Henry J.C. Aquino, Chair
and Members
Committee on Transportation
The Honorable Gregg Takayama, Chair
and Members
Committee on Public Safety
House of Representatives
Hawaii State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Aquino, Takayama and Members:

Subject: H.B. 436 Relating to Emergency Vehicles.

I am Jeffrey Spencer, Reserve Services Coordinator for the City & County of Honolulu's Department of Emergency Management (DEM) and I stand in support of House Bill 436, Relating to Emergency Vehicles.

As the Reserve Services Coordinator for DEM and former volunteer Emergency Management Reservist for the past 18 years, I have responded to various emergency situations that place me and my fellow first responders in harm's way on the roadways of Oahu.

The passage of this bill is critical in protecting all first responders statewide, by amending Section 291C- (2) (b) of the Hawaii Revised Statutes to include emergency management vehicles/personnel as "Emergency Vehicles"

I strongly support the proposed amendment as noted above, urge the passage of this bill and thank both committees the opportunity to present my testimony.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Jeffrey K. Spencer', with a long horizontal flourish extending to the right.

Jeffrey K. Spencer