



STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

February 12, 2021
10:00 A.M.
State Capitol, Teleconference

H.B. 1058
RELATING TO MOTOR VEHICLE REGISTRATION

House Committee on Transportation

The Department of Transportation (DOT) **strongly supports** H.B. 1058 (TRN-09), amending registration renewals and initial registrations of motor carrier vehicles of any motor carrier who has an outstanding federal out-of-service order and adds a definition for out-of-service order.

The DOT's Motor Carrier Safety Assistance Program (MCSAP) is funded through a federal grant from the Federal Motor Carrier Safety Administration (FMCSA). MCSAP eligible activities are covered by the FMCSA at 85% and the State covers the remaining 15%. MCSAP eligible activities include such activities as commercial motor vehicle inspections to ensure motor carrier vehicles are safe to operate on Hawaii's highways and to conduct compliance reviews.

Should Hawaii not be in "full participation" of Performance Registration Information Systems Management (PRISM) program, at the conclusion of Hawaii's 2021 legislative session, DOT will not be eligible to receive MCSAP grant funding through the FMCSA. Currently, Hawaii receives approximately \$1.2 million annually for the MCSAP program. The failure to implement the PRISM program would potentially disqualify Hawaii from receiving these vital MCSAP federal funds and millions of dollars in other FMCSA funds available to states to implement this national program.

The PRISM program is a federal program designed to improve highway safety by partnering with States in identifying and immobilizing motor carriers that are under a Federal "out-of-service" order issued by the U.S. Department of Transportation Secretary due to safety "deficiencies" noted in FMCSA compliance review investigations. PRISM requires that a State: (1) deny initial and renewal registration transactions for motor carriers that have been issued a federal operations out-of-service order; and (2) suspend or revoke the registrations of a motor carrier that has been issued any federal operations out-of-service orders. Once the motor carrier resolves any such federal operations out-of-service orders so that they are rescinded, the motor carrier will be eligible to reapply for initial and new registration transactions and the

reinstatement of registrations that were suspended or revoked.

The Fixing America's Surface Transportation (FAST) Act that was passed in December of 2015 made PRISM mandatory for all States as a condition of receiving MCSAP grant funding. MCSAP recipients were required to be in "full participation" of PRISM by October 1, 2020. However, because of the pandemic, FMCSA has provided Hawaii with a "good faith" extension to be in "full participation" by the end of Hawaii's 2021 legislative session.

By restricting the registration renewals and initial registrations as well as suspending the current registration of motor carrier vehicles of any motor carrier who has an unresolved out-of-service order, this proposed measure will incentivize motor carriers that are prohibited from operating by FMCSA to correct their safety deficiencies to continue operating, or face State registration and law enforcement sanctions.

Additionally, with this measure, Hawaii will be "PRISM Equivalent" and continue to be eligible for the MCSAP grant and other FMSCA funding that will be used to ensure that motor carrier vehicles are safe to operate on Hawaii's roads.

Thank you for the opportunity to provide testimony.



February 12, 2021

**TESTIMONY BEFORE THE HOUSE COMMITTEE ON TRANSPORTATION
ON HB 1058 RELATING TO MOTOR VEHICLE REGISTRATION**

Aloha Chair Aquino, and committee members. I am Gareth Sakakida Managing Director of the Hawaii Transportation Association (HTA) with over 375 members involved with the commercial ground transportation industry.

HTA supports this bill. This will place us more in compliance with PRISM requirements and the funds they allot to Hawaii.

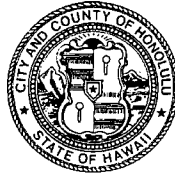
This type of out of service is primarily for an imminent hazard situation and enforcement agencies need all the resources we can get them to keep non-complying motor carriers from operating.

Mahalo.

DEPARTMENT OF CUSTOMER SERVICES
CITY AND COUNTY OF HONOLULU

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RICK BLANGIARDI
MAYOR



NOLA MIYASAKI
DIRECTOR DESIGNATE

February 12, 2021

The Honorable Henry J. C. Aquino, Chair
The Honorable Greggor Ilagan, Vice Chair
And Members of the Committee on Transportation
The State House of Representatives
State Capitol, Conference Room 423
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Aquino and Members of the Committee on Transportation:

SUBJECT: H.B. No. 1058 – Relating to Motor Vehicles Registration

The City and County of Honolulu, Department of Customer Services (CSD)
supports the intent of this measure.

This bill amends sections 286-2, 286-41, and 286-51 (a), Hawaii Revised Statutes, relating to motor vehicle registration renewals and initial registrations of motor carrier vehicles to any motor carrier who has an outstanding federal out-of-service order.

By restricting the registration renewals and initial registrations of motor carrier vehicles of any motor carrier who has an unresolved out-of-service order, as proposed in this measure, Hawaii will be "PRISM Equivalent" and continue to be able to receive MCSAP grant funding that will be used to ensure that motor carrier vehicles are safe to operate on Hawaii's roads.

Thank you for this opportunity to provide testimony on H.B. No. 1058.

Sincerely,

A handwritten signature in cursive script that reads "Nola Miyazaki".

Nola Miyazaki
Director Designate

HB-1058

Submitted on: 2/11/2021 2:30:41 PM

Testimony for TRN on 2/12/2021 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Ed Sniffen	Hawaii DOT	Support	No

Comments:

I am with DOT and am available for comments.

HB-1058

Submitted on: 2/12/2021 7:14:37 AM

Testimony for TRN on 2/12/2021 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Susan C Chang	Department of Transportation	Support	No

Comments:

I am with the DOT and available for comments