

STAND. COM. REP. NO. 3059

Honolulu, Hawaii

MAR 24 2016

RE: H.B. No. 1747
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committees on Transportation and Energy and Public Safety, Intergovernmental, and Military Affairs, to which was referred H.B. No. 1747, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,"

beg leave to report as follows:

The purpose and intent of this measure is to authorize a police officer citing or arresting a driver, who is operating a vehicle under the influence of an intoxicant or who is under the age of twenty-one while operating a vehicle after consuming a measurable amount of alcohol, to have the motor vehicle towed.

Your Committees received testimony in support of this measure from one individual. Your Committees received testimony in opposition to this measure from the Department of Transportation and Honolulu Police Department.

Your Committees find that allowing police officers to tow and impound a motor vehicle if the operator of that motor vehicle is arrested or cited for certain serious traffic offenses may act as a deterrent to these types of activities and make Hawaii's roadways safer. Traffic safety is a serious issue. Numerous drivers are cited each year for operating a vehicle without a license, operating a vehicle with a suspended or revoked license, and operating a vehicle under the influence of an intoxicant, to name a few. Unfortunately, many of these drivers continue to



operate their motor vehicles immediately after receiving these citations.

Your Committees have amended this measure by:

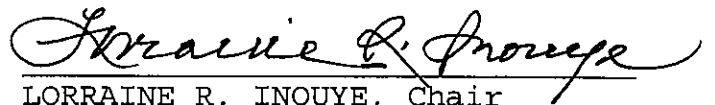
- (1) Reverting back to H.B. No. 1747, which expands the types of offenses for which a police officer may cause a vehicle to be towed, on the recommendation of the Honolulu Police Department;
- (2) Inserting an effective date of July 1, 2030 to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy and Public Safety, Intergovernmental, and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1747, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1747, H.D. 1, S.D. 1, and be referred to your Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Transportation
and Energy and Public Safety,
Intergovernmental, and Military
Affairs,



CLARENCE K. NISHIHARA, Chair



LORRAINE R. INOUE, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* HB1747, HDI	Committee Referral: TRE/PSM, JDL	Date: 3/17/16		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	/			
ESPERO, Will (VC)	/			
BAKER, Rosalyn H.	/			
INOUYE, Lorraine R.	/			
SLOM, Sam				/
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center;"><i>Will Espo</i></div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes