

STAND. COM. REP. NO.

2502

Honolulu, Hawaii

FEB 12 2020

RE: S.B. No. 2384
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Transportation, to which was referred S.B. No. 2384 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to prevent price gouging by towing companies by requiring certain tow operators to provide a written disclosure of certain information and an itemization of charges prior to attaching a disabled vehicle to the tow truck in certain circumstances, such as after a motor vehicle accident.

Your Committee received testimony in support of this measure from Department of Commerce and Consumer Affairs; National Insurance Crime Bureau; GEICO Insurance Agency, Inc.; Kobayashi Sugita & Goda, LLP; and American Property Casualty Insurance Association. Your Committee received comments on this measure from Hawaii Insurers Council; and AAA Hawai'i, LLC.

Your Committee finds that there are a growing number of unscrupulous towing companies who overcharge for their services. Your Committee further finds that these overcharges are paid by either a vehicle owner or their insurance company in order for the vehicle owner to retrieve his or her vehicle. This measure will help prevent price gouging by requiring tow companies to provide the vehicle owner an itemized disclosure to which the owner must




agree before towing their vehicle. Your Committee additionally finds that certain automobile clubs, such as AAA own their own fleet of tow trucks.

Accordingly, your Committee has amended this measure by amending the measure to also exempt tow trucks owned by automobile clubs.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2384, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2384, S.D. 1, and be referred to your Committees on Commerce, Consumer Protection, and Health and Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Transportation,


LORRAINE R. INOUE, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Transportation
TRS

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2384	TRS, CPH/JDC	2/5/20		
<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
INOUE, Lorraine R. (C)	✓			
HARIMOTO, Breene (VC)	✓			
ENGLISH, J. Kalani				✓
SHIMABUKURO, Maile S.L.	✓			
FEVELLA, Kurt	✓			
TOTAL	4			1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<i>Breene Hunt</i>				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes