

STAND. COM. REP. NO.

1484

Honolulu, Hawaii

MAR 25 , 2021

RE: S.B. No. 766
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 766 entitled:

"A BILL FOR AN ACT RELATING TO MOTOR CARRIER PENALTIES,"

begs leave to report as follows:

The purpose of this measure is to allow a penalty of up to \$5,000 for each fourth or subsequent violation of the Motor Carrier Law within one calendar year.

Your Committee received testimony in support of this measure from the Public Utilities Commission, Hawaii Transportation Association, and one individual.

Your Committee finds that under the Motor Carrier Law, the Public Utilities Commission is authorized to impose a maximum fine of \$1,000 for each violation, with an additional maximum of \$500 per day the violation continues. However, this statutory limit does not sufficiently deter repeat violators from complying with the provisions of the Motor Carrier Law and lawful orders of the Public Utilities Commission. This measure will give the Public Utilities Commission the flexibility to determine penalties for violations by regulated motor carriers.



Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 766, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 766, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,


AARON LING JOHNSON, Chair



