

STAND. COM. REP. NO.

399

Honolulu, Hawaii

FEB 14 , 2023

RE: H.B. No. 1113  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 1113 entitled:

"A BILL FOR AN ACT RELATING TO THE DRUG AND ALCOHOL TOXICOLOGY TESTING LABORATORY,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Allow monies in the State Highway Fund to be expended for the cost of maintaining a Drug and Alcohol Toxicology Testing Laboratory;
- (2) Require monies in the Drug and Alcohol Toxicology Testing Laboratory Special Fund to be administered and expended by the Department of Transportation or appropriated as a grant-in-aid to the City and County of Honolulu Emergency Services Department to support a Drug and Alcohol Toxicology Testing Laboratory;
- (3) Change the name of the State Drug and Alcohol Toxicology Testing Laboratory, and its special fund, to repeal reference to the "State" to reflect its expanded scope;



- (4) Appropriate funds from the State Highway Fund to the Drug and Alcohol Toxicology Testing Laboratory Special Fund;
- (5) Appropriate funds out of the Drug and Alcohol Toxicology Testing Laboratory Special Fund for the establishment and maintenance of a Drug and Alcohol Toxicology Testing Laboratory; and
- (6) Require reports to the Legislature on expenditures made from the Drug and Alcohol Toxicology Testing Laboratory Special Fund.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Health, Hawai'i Police Department, Mothers Against Drunk Driving Hawaii, and Hawai'i Public Health Institute. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the Department of Health cannot fulfill the immediate and urgent need for blood alcohol testing at this time. However, the City and County of Honolulu Emergency Services Department can fulfill these services if provided the necessary funding. This measure would authorize monies in the Drug and Alcohol Toxicology Testing Laboratory Special Fund to be appropriated to the City and County of Honolulu Emergency Services Department to support a Drug and Alcohol Toxicology Testing Laboratory.

Your Committee has amended this measure by:

- (1) Making the Department of Transportation, instead of the Department of Health, the expending agency for the Drug and Alcohol Toxicology Testing Laboratory Special Fund;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) 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 Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of



H.B. No. 1113, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1113, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Judiciary & Hawaiian Affairs,



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DAVID A. TARNAS, Chair



