

STAND. COM. REP. NO. 237

Honolulu, Hawaii

FEB 14 2023

RE: S.B. No. 990
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Transportation and Culture and the Arts, to which was referred S.B. No. 990 entitled:

"A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish a traffic fines task force that will examine the Finnish tiered traffic fines system;
- (2) Determine whether a similar system could be implemented in Hawaii;
- (3) Provide recommendations as to how a system could be implemented; and
- (4) Appropriates funds.

Your Committee received comments on this measure from the Judiciary and Matson Navigation Company, Inc.

Your Committee finds that fines for speeding generally serve the purpose of deterring such activities. However, flat fines, which apply to any speeding driver, can be ineffective deterrents upon wealthy offenders since a person with access to monetary resources can play a flat fine with ease. In contrast, Finland



utilizes a scaled system for its traffic fines, in which the amount that an offender must pay is based upon that offender's income, with higher yearly incomes resulting in higher fines. However, to implement a tiered traffic fine system similar to Finland in Hawaii, further research and data collection are needed to develop a mathematic equation or other process by which an offender's fine is calculated in relation to their income.

Your Committee has amended this measure by:

- (1) Adding a representative from the cargo industry to the task force; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Transportation and Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 990, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 990, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Transportation and
Culture and the Arts,



CHRIS LEE, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Transportation and Culture and the Arts
TCA

Bill / Resolution No.:* SB 990	Committee Referral: TCA, WAM	Date: 1/31/23
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
LEE, Chris (C)	✓			
INOUYE, Lorraine R. (VC)	✓			
ELEFANTE, Brandon J.C.	✓			
KEOHOKALOOLE, Jarrett	✓			
AWA, Brenton			✓	
TOTAL	4		1	

Recommendation:
 Adopted
 Not Adopted

Chair's or Designee's Signature:
Lorraine R. Inouye

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*Only one measure per Record of Votes