

Honolulu, Hawaii

MAR 21 2025RE: H.B. No. 54
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Sir:

Your Committee on Transportation and Culture and the Arts, to which was referred H.B. No. 54, H.D. 2, 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:

- (1) Increase the penalty for a third or subsequent offense within five years of excessive speeding to a misdemeanor with a mandatory minimum jail sentence of thirty days; and
- (2) Authorize the court, as part of the person's sentencing for the third or subsequent offense, to order that the vehicle used by the person in the commission of the offense be subject to forfeiture.

Your Committee received testimony in support of this measure from the Department of Transportation, Oahu Metropolitan Planning Organization, Honolulu Police Department, and Hawai'i Police Department.

Your Committee received testimony in opposition to this measure from the Office of the Public Defender.



Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that according to studies, motor vehicle speeding, particularly excessive speeding of more than twenty miles per hour above the posted maximum speed limit, is a public safety threat to local communities across the State. Your Committee further finds that additional speeding deterrents are needed to meet the State's commitment to reduce traffic related deaths and serious injuries to zero by 2045. Therefore, by increasing penalties for chronic excessive speeding, this measure will protect the State's roads and communities.

Your Committee notes the testimony of the Department of the Attorney General that proper identification processing for the first two convictions of excessive speeding is essential to confirm that the defendant charged with a third or subsequent offense is in fact the same individual.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that an individual convicted of excessive speeding with one prior excessive speeding conviction shall have their license and privilege to operate a vehicle suspended for a period of no less than ninety days and no more than one hundred eighty days;
- (2) Clarifying that an individual who is convicted of excessive speeding with two prior excessive speeding convictions shall be sentenced to imprisonment for no less than ten days and no more than thirty days;
- (3) Specifying that the revocation period of a license and privilege to operate a vehicle for an individual who is convicted of excessive speeding with two prior excessive speeding convictions:
 - (A) Shall be no less than one year and no more than three years; and
 - (B) Begins upon release from incarceration;



- (4) Deleting language that would have required an individual convicted of excessive speeding with two prior excessive speeding convictions to report within seven days to an appropriate agency for fingerprinting; and
- (5) Adding language to clarify that individuals who are convicted of excessive speeding shall be subject to identification processing procedures, including fingerprinting, regardless of the number of convictions for excessive speeding.

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 H.B. No. 54, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 54, H.D. 2, S.D. 1, and be referred to your Committee on Judiciary.

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

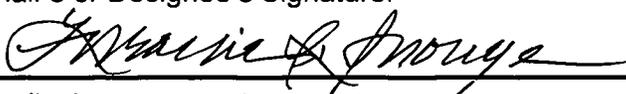


CHRIS LEE, Chair



The Senate
Thirty-Third Legislature
State of Hawai'i

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

Bill / Resolution No.:* HB 54, HD 2	Committee Referral: TCA, JDC	Date: 3-18-2025		
<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
LEE, Chris (C)	✓			
INOUYE, Lorraine R. (VC)	✓			
ELEFANTE, Brandon J.C.	✓			
KANUHA, Dru Mamo	✓			
DECORTE, Samantha			✓	
TOTAL	4		1	
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes