Honolulu, Hawaii

FCB 17

, 2006

RE:

S.B. No. 2583

S.D. 1

Honorable Robert Bunda President of the Senate Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Intergovernmental Affairs, to which was referred S.B. No. 2583 entitled:

"A BILL FOR AN ACT RELATING TO HIGHWAY HAZARD EVALUATION DATA,"

begs leave to report as follows:

The purpose of this measure is to prohibit discovery of safety hazard analysis, including motor vehicle accident reports completed by the police, but to permit the release of source data.

The Attorney General, the Department of Transportation, and the City and County of Honolulu Department of the Corporation Counsel submitted testimony in support of this measure. Consumer Lawyers of Hawaii submitted testimony in opposition. The Judiciary and the Office of Information Practices submitted comments.

Your Committee finds that this measure reinforces existing federal laws that limit the disclosure of state highway safety information during litigation.

Upon further consideration, your Committee amended this measure by:

(1) Deleting subsection (c)(2), which protected source data that is collected for purposes of highway safety analyses from disclosure;

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- (2) Replacing the reference to chapter 92 with a reference to chapter 92F, which is the Uniform Information Practices Law; and
- (3) Making technical, non-substantive amendments for clarity and style.

As affirmed by the record of votes of the members of your Committee on Intergovernmental Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2583, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2583, S.D. 1, and be referred to the Committee on Judiciary and Hawaiian Affairs.

Respectfully submitted on behalf of the members of the Committee on Intergovernmental Affairs,

DAVID Y. ISE Chair

The Senate Twenty-Third Legislature State of Hawaii

Record of Votes of the Committee on Intergovernmental Affairs (Bills and Resolutions)

Measure:*	Committee Referral:		Date:	Date:	
SB 2583	IGA, JHW			2-14-06	
The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is to: Pass, unamended (2312) Pass, with amendments (2311) Pass, with amendments (2310) Recommit (2313)					
Members		Ayes	Ayes(WR)	Nays	Excused
IGE, David Y. (C)					
KIM, Donna Mercado (VC)					سا
BAKER, Rosalyn H.					
ENGLISH, J. Kalani				:	
INOUYE, Lorraine R.		<u>' </u>			
NISHIHARA, Clarence K.		~		: : : : : : : : : : : : : : : : : : :	· ·
SLOM, Sam					

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TOTAL		5	_	<u> </u>	2
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature: Rosaly H Brken					
Distribution:GriginalYellowPinkGoldenrodFile with Committee ReportClerk's OfficeDrafting AgencyCommittee File Copy					

^{*}Do <u>not</u> list more than one measure per Record of Votes.