STAND. COM. REP. NO. 178

Honolulu, Hawaii

, 2007 E: S.B. No. 1047

H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2007 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 1047, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,"

begs leave to report as follows:

The purpose of the bill is to allow persons who are 19 years-of-age or older, and who meet certain requirements, to qualify for a commercial driver's license (CDL) to transport intrastate commerce.

Your Committee received testimony in support of this measure from the Hawaii Transportation Association. The Department of the Attorney General, Department of Transportation (DOT), and the Honolulu Police Department opposed this measure.

Your Committee finds that safety concerns raised by DOT can be addressed by requiring training administered by DOT. DOT also raised concerns that this measure did not include a federal requirement that persons with CDLs cannot have available deferred pleas to traffic violations.

Your Committee has amended this bill by:

(1) Requiring a person to complete a training program administered by DOT to qualify for a CDL;

- (2) Inserting the contents of House Bill No. 1426, which prohibit the deferred acceptance of a guilty or no contest plea from an individual who holds a commercial driver's license and is charged with a traffic violation, other than a parking violation; and
- (3) Making technical, nonsubstantive changes for style, clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1047, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1047, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Judiciary,

TOMMY WATERS, Chair



State of Hawaii House of Representatives The Twenty-fourth Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Date:	21 1		
SB 1047		3/29 107		
Committee Referral:	☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to: Pass, unamended	☑ Pass, with amendments			
☐ Hold	Pass, with amendments, for recommittal for further consideration			
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. WATERS, Tommy (C)	1			
2. OSHIRO, Blake K. (VC)	_			
3. CALDWELL, Kirk				
4. EVANS, Cindy	_			
5. GREEN, Josh, M.D.	-			
6. ITO, Ken				1
7. LUKE, Sylvia				
8. McKELVEY, Angus L.K.			- Annahara i	/
9. MORITA, Hermina M.				
10. SONSON, Alex M.	~		al i anni de provincia de la decida decida de la decida decida decida de la decida decida decida decida de la decida decida decida de la decida deci	
11. SOUKI, Joseph M.	-			
12. TSUJI, Clift	~			Lusia Arii II Milia
13. YAMANE, Ryan I.				
14. YAMASHITA, Kyle T.	~		- ivinosa - i	
15. MARUMOTO, Barbara C.	/			
16. PINE, Kymberly Marcos	/			
17. THIELEN, Cynthia				1
TOTAL	13			4
The recommendation is:				
☐ Not Adopted				
•				
If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
- Jour Chin				
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