



DENISE C. DE COSTA
CITY CLERK

DEPT. COMM. NO. 43

OFFICE OF THE CITY CLERK
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077 / TELEPHONE 768-3810

September 26, 2008

Senator Colleen Hanabusa
President of the State Senate
Hawaii State Capitol, Room 409
415 South Beretania Street
Honolulu, HI 96813

Dear President Hanabusa:

This is to inform you that Resolution 08-202, urging the Hawaii State Legislature to provide statutory authority for counties to require criminal history record checks on taxicab drivers and applicants for taxicab driver's certificates, was adopted by the Council of the City and County of Honolulu at its meeting on Wednesday, September 24, 2008.

Sincerely,

A handwritten signature in cursive script, reading "Denise C. De Costa".

DENISE C. DE COSTA
City Clerk

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Attachment



RESOLUTION

URGING THE HAWAII STATE LEGISLATURE TO PROVIDE STATUTORY AUTHORITY FOR COUNTIES TO REQUIRE CRIMINAL HISTORY RECORD CHECKS ON TAXICAB DRIVERS AND APPLICANTS FOR TAXICAB DRIVER'S CERTIFICATES.

WHEREAS, a key part of the statewide transportation system, the taxicab industry transports thousands of passengers each day; and

WHEREAS, taxicab passengers may be young unaccompanied children, the elderly, and tourists who expect that the drivers are trustworthy and possess high moral character; and

WHEREAS, Section 12-1.9(c)(4), Revised Ordinances of Honolulu requires that no taxicab driver's certificate shall be issued to any person unless such person has complied with the standards promulgated by the director of customer services relating to the moral character and physical fitness of the applicant based on prior records or certified documents relative thereto; and

WHEREAS, the disclosure of federal and out-of-state convictions may only be obtained through the United States Department of Justice, Federal Bureau of Investigations and is restricted by Public Law 92-184, 85 Stat. 627, 642 (1971) from disclosure of criminal history information to state and local governments unless authorized by state statute and approved by the attorney general; and

WHEREAS, the Hawaii Revised Statutes do not currently authorize criminal history record checks on taxicab drivers and applicants for taxicab driver's certificates; now, therefore,

BE IT RESOLVED by the Council of the City and County that the Hawaii State Legislature is urged to pass legislation granting the counties the authority to conduct criminal history record checks on taxicab drivers and applicants for taxicab driver's certificates, similar to the draft legislative proposal attached as Exhibit A; and



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 08-202

RESOLUTION

BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to the President of the Senate, Speaker of the State House of Representatives, the mayor, the managing director, and the director of the department of customer services.

INTRODUCED BY:

[Signature]

DATE OF INTRODUCTION:

AUG 28 2008
Honolulu, Hawaii

Councilmembers