STAND. COM. REP. NO. 1689

Honolulu, Hawaii

Aril 9, 2009

RE: S.B. No. 1056

S.D. 2 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

## Sir:

Your Committee on Judiciary, to which was referred S.B. No. 1056, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS,"

begs leave to report as follows:

The purpose of this bill is to improve highway safety and comply with federal regulations regarding commercial driver's licenses by:

- (1) Increasing the maximum fine to \$25,000 for an employer convicted of allowing a driver to operate a commercial vehicle when the driver, the commercial motor vehicle the driver is driving, or the motor carrier operation is subject to an out-of-service order;
- (2) Prohibiting any individual from driving a commercial motor vehicle in violation of an out-of-service order; and
- (3) Establishing or increasing penalties for drivers convicted of operating a commercial motor vehicle:
  - (A) In violation of an out-of-service order;
  - (B) With alcohol in the body; and

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(C) With a blood alcohol content of 0.04 percent or more.

The Department of Transportation testified in support of this bill.

Your Committee has amended this bill by:

- (1) Adding a savings clause; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 1056, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1056, S.D. 2, H.D. 2.

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

JON RIKI KARAMATSU, Chair

## State of Hawaii House of Representatives The Twenty-fifth Legislature

HSCR 1689

## **Record of Votes of the Committee on Judiciary**

	ttee Referral:	Date	4/7/0	a
☐ The committee is reconsidering its previous decis	,		1111	1
The recommendation is to:  □ Pass, unamended (as is) □ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KARAMATSU, Jon Riki (C)				
2. ITO, Ken (VC)				
3. BELATTI, Della Au	V			
4. CABANILLA, Rida	MAKIN			
5. CARROLL, Mele	40 E			V
6. HERKES, Robert N.				
7. LUKE, Sylvia				
8. McKELVEY, Angus L.K.				
9. MIZUNO, John M.				
10. MORITA, Hermina M.				
11. OSHIRO, Blake K.	レレ		Plant du Light	
12. SOUKI, Joseph M.	V			
13. TSUJI, Clift				
14. WAKAI, Glenn	V			
15. MARUMOTO, Barbara C.				
16. THIELEN, Cynthia				
TOTAL (16)	13			3
The recommendation is: Adopted  If joint referral,	□ Not Adopte	did not supp	ort recommendation	on.
Vice Chair's or designee's signature:				
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