

STAND. COM. REP. NO. 1689

Honolulu, Hawaii

April 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,

  
JOJI RIKI KARAMATSU, Chair



