

Honolulu, Hawaii

APR - 1 2010

RE: H.B. No. 1190  
H.D. 1  
S.D. 2

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred H.B. No. 1190, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TRAFFIC ACCIDENT INVESTIGATION,"

begs leave to report as follows:

The purpose of this measure is to require the police department of each county to:

- (1) Identify roadways or the class of roadway that is most critical to the free movement of persons and commerce; and
- (2) Establish protocols necessary to coordinate major traffic accident investigations by law enforcement and other authorities, including immediately notifying the medical examiner in the case of fatal traffic accidents.

Written comments in support of the measure were submitted by one individual. Written comments presented to your Committee may be reviewed on the Legislature's website.

Your Committee finds that a thorough investigation of traffic accidents, particularly those accidents involving fatalities, is essential; however, the lengthy closure of some roadways in Hawaii, such as Fort Weaver Road, for example, can result in bumper-to-bumper gridlock and half-day commutes. Your Committee



finds that, by coordinating investigation of traffic accidents with all other involved authorities and parties, including medical examiners, the time required to block roads for traffic accident investigations should be significantly shortened. Your Committee also notes that the measure is not intended to restrict a police department's authority to enforce any of the powers otherwise granted to it by law.

Your Committee has amended this measure by inserting an effective date of July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1190, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1190, H.D. 1, S.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Government Operations,



BRIAN T. TANIGUCHI, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Judiciary and Government Operations**  
**JGO**

Bill / Resolution No.:* <b>HB 1190, HDI, SDI</b>	Committee Referral: <b>TIA, JGO</b>	Date: <b>2/23/10</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)	✓			
BUNDA, Robert				✓
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted         <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: 				
<b>Distribution:</b> <div style="display: flex; justify-content: space-between; font-size: small; margin-top: 5px;"> <span>Original File with Committee Report</span> <span>Yellow Clerk's Office</span> <span>Pink Drafting Agency</span> <span>Goldenrod Committee File Copy</span> </div>				

**\*Only one measure per Record of Votes**