

STAND. COM. REP. NO.

3081

Honolulu, Hawaii

APR - 8 2010

RE: S.C.R. No. 223
S.D. 1

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

Madam:

Your Committee on Transportation, International and Intergovernmental Affairs, to which was referred S.C.R. No. 223 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A MOPED TASK FORCE TO EXPLORE THE FEASIBILITY OF CLASSIFYING MOPEDS LIKE MOTORCYCLES IN CERTAIN INSTANCES,"

begs leave to report as follows:

The purpose of this measure as received by your Committee is to request the Department of Transportation to create a moped task force to explore the feasibility of classifying mopeds like motorcycles in certain instances.

Your Committee conducted a public hearing on a proposed draft of this measure. The purpose of this proposed draft is to request all proponents of legislative measures, including governmental agencies and the Legislature, to adhere to the Hawaii Legislative Drafting Manual (Drafting Manual) when drafting or amending measures for purposes of consistency and style.

The Legislative Reference Bureau submitted testimony in support of the proposed draft. Written testimony presented to your Committee may be reviewed on the Legislature's website.

Your Committee finds that, while the Legislative Reference Bureau has the authority to make changes to an act after it becomes law in order to conform the style of the act to the Hawaii

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Revised Statutes pursuant to its designation as the Revisor of Statutes under section 23G-11, Hawaii Revised Statutes, confusion regarding a standardized style continues to plague the Legislature. Your Committee notes that recent changes to the standardized style may not be reflected in the current edition of the Drafting Manual, which makes conformity difficult for legislative drafting agencies. Your Committee believes that inviting the legislative drafting agencies to work together to develop a uniform, consistent drafting style that can be incorporated into an updated Drafting Manual will assist the Legislature in focusing on substantive issues during the short legislative sessions.

Your Committee has amended this measure by replacing its contents with the contents of the proposed draft, and amending the proposed draft by:

- (1) Requesting the Legislative Reference Bureau to convene a working group to consider changes to the current Drafting Manual, and to incorporate desired changes into a revised and updated draft of the Drafting Manual;
- (2) Reflecting the foregoing changes in purpose in the measure's title;
- (3) Requesting the Legislative Reference Bureau to invite representatives from the following legislative drafting agencies to participate in the working group:
 - (A) The Senate Majority Research Office;
 - (B) The Senate Minority Research Office;
 - (C) The House Majority Staff Office; and
 - (D) The House Minority Research Office; and
- (4) Requesting the Legislative Reference Bureau to submit a report to the Legislature, no later than November 30, 2010, together with its draft of the updated Drafting Manual.

As affirmed by the record of votes of the members of your Committee on Transportation, International and Intergovernmental Affairs that is attached to this report, your Committee concurs



with the intent and purpose of S.C.R. No. 223, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 223, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Transportation,
International and
Intergovernmental Affairs,

J. Kalani English

J. KALANI ENGLISH, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Transportation, International and Intergovernmental Affairs
TIA

Bill / Resolution No.:* SCR 223	Committee Referral: TIA	Date: 3-29-10		
<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
ENGLISH, J. Kalani (C)	✓			
GABBARD, Mike (VC)	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
TOTAL	5	—	—	—
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<div style="display: flex; justify-content: space-between; font-size: small;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: x-small;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

*Only one measure per Record of Votes