STAND. COM. REP. NO.

Honolulu, Hawaii

FEB 0 8 2011

RE: S.B. No. 1320 S.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Transportation and International Affairs, to which was referred S.B. No. 1320 entitled:

"A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," begs leave to report as follows:

The purpose and intent of this measure is to clarify the commercial driver licensing law with respect to alcohol concentration level of an individual driving a commercial vehicle.

Your Committee received testimony in support of this measure from the Department of Transportation, Honolulu Police Department, and Hawaii Transportation Association.

This measure amends the definition of "driving a commercial motor vehicle while under the influence of an intoxicant" to include driving a commercial motor vehicle while the person's alcohol concentration is 0.4 or more grams of alcohol per two hundred ten liters of breath or with 0.04 or more grams of alcohol per one hundred milliliters or cubic centimeters of blood, and makes conforming amendments to appropriate statutory provisions.

Your Committee finds that this measure conforms the wording of Hawaii's law to that of the federal regulations relating to commercial driver licensing, and to the statute relating to driving while under the influence of an intoxicant except for the alcohol percent content threshold, which remains at 0.04 grams.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Transportation and International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1320, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1320, S.D. 1, and be referred to the Committee on Judiciary and Labor.

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

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J. KALANI ENGLISH, Chair

The Senate Twenty-Sixth Legislature State of Hawaiʻi

Record of Votes Committee on Transportation and International Affairs TIA

Bill / Resolution No.:* Committee Referral: Date:				
SB1320 TIA, JOL 2/2/11				
The committee is reconsidering its previous decision on this measure.				
If so, then the previous decision was to:				
The Recommendation is:				
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313				
Members	Aye	Aye (WR)	Nay	Excused
ENGLISH, J. Kalani (C)				
ESPERO, Will (VC)	و کیا ہے ا			
DELA CRUZ, Donovan M.				
GABBARD, Mike				
KAHELE, Gilbert				
KOUCHI, Ronald D.				
SLOM, Sam				
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TOTAL	5			2
Recommendation:				
Adopted Not Adopted				
Chair's or Designee's Signature: Will Type				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

^{*}Only one measure per Record of Votes