STAND. COM. REP. NO. 5 -14

Honolulu, Hawaii Rebruary 4, 2014

RE: H.B. No. 1181 H.D. 2

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1181, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," begs leave to report as follows:

The purpose of this measure is to amend the offense of habitually operating a vehicle under the influence of an intoxicant to include operating a vehicle under the influence of an intoxicant after at least one conviction within the prior ten years of habitually operating a motor vehicle under the influence of an intoxicant.

The Department of Transportation, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Hawaii, Office of the Prosecuting Attorney of the County of Kauai, Maui Police Department, Honolulu Police Department, Hawaii Police Department, and Mothers Against Drunk Driving HAWAII testified in support of this measure. The Office of the Public Defender testified in opposition.

Your Committee has amended this measure by 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 H.B. No. 1181, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1181, H.D. 2.

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

KARL RHOADS, Chair

State of Hawaii House of Representatives The Twenty-seventh Legislature

HSCR 151-14

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	ommittee Referral: Date:			ſ
HB 1181, HD1	TRN, JUD 01/23/14			1
The committee is reconsidering its previous decision on the measure.				
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. RHOADS, Karl (C)	/			
2. HAR, Sharon E. (VC)			·	/
3. BELATTI, Della Au				
4. BROWER, Tom				
5. CREAGAN, Richard				
6. ITO, Ken				
7. KAWAKAMI, Derek S.K.				
8. LEE, Chris				
9. NAKASHIMA, Mark M.		-Paramaning and the state of th		
10. TSUJI, Clift				
11. WOOLEY, Jessica	. /		· · =	
12. MCDERMOTT, Bob				
13. THIELEN, Cynthia				
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TOTAL (13)	- 12			
The recommendation is: Adopted				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				