
HOUSE CONCURRENT RESOLUTION

REQUESTING THE AUDITOR TO CONDUCT A SUNRISE ANALYSIS ON THE
STATUTORY ESTABLISHMENT OF FLAGGER CERTIFICATION AND
TRAINING REQUIREMENTS FOR INDIVIDUALS TO PROVIDE TEMPORARY
TRAFFIC CONTROL IN A STREET, ROAD, OR HIGHWAY.

1 WHEREAS, construction zones, particularly those that occur
2 along Hawaii's highways and roadways, are often areas that are
3 active with the movement of large vehicles, construction
4 equipment, personal automobiles, bicyclists, and pedestrians;
5 and
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7 WHEREAS, with the amount of activity around construction
8 zones, it is imperative that traffic safety control measures be
9 in place to protect public safety; and
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11 WHEREAS, a flagger is an individual who directs traffic for
12 construction sites and who often works in conjunction with other
13 flaggers, each holding paddles with "Stop" on one side and
14 "Slow" on the other, which they use to help indicate to
15 motorists to slow down, stop, and pass through a work zone; and
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17 WHEREAS, flaggers often work in teams to coordinate traffic
18 flow via communication, either by two-way radio or hand signals,
19 at times using the assistance of orange barrels, cones, vehicle
20 placement, and other devices which they position alongside the
21 roadway to safely control the flow of traffic through a
22 construction area; and
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24 WHEREAS, many jurisdictions require individuals who work as
25 flaggers to be certified and trained according to national
26 standards; and



1 WHEREAS, while law enforcement personnel in Hawaii are
2 often used to control traffic around construction zones,
3 individuals are also used to control traffic around construction
4 zones, although these individuals may not have received any
5 formal training and certification; and
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7 WHEREAS, during the Regular Session of 2016, H.B. No. 1560
8 was introduced to establish training and certification
9 requirements for flaggers; and
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11 WHEREAS, prior to enacting legislation establishing
12 certification and training requirements for individuals to serve
13 as flaggers in Hawaii, the Legislature wishes to first determine
14 the necessity of establishing certification and training
15 requirements; and
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17 WHEREAS, section 26H-6, Hawaii Revised Statutes, requires
18 the Auditor to analyze legislation being considered for
19 enactment that, if enacted, would subject unregulated
20 professions and vocations to licensing or other regulatory
21 controls; now, therefore,
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23 BE IT RESOLVED by the House of Representatives of the
24 Twenty-eighth Legislature of the State of Hawaii, Regular
25 Session of 2016, the Senate concurring, that the Auditor is
26 requested to conduct a sunrise analysis on the statutory
27 establishment of flagger certification and training requirements
28 for individuals to provide temporary traffic control in a
29 street, road, or highway; and
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31 BE IT FURTHER RESOLVED that the Auditor is requested to
32 submit to the Legislature a report of the Auditor's findings and
33 recommendations, including any proposed legislation, no later
34 than twenty days prior to the convening of the Regular Session
35 of 2017; and
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37 BE IT FURTHER RESOLVED that certified copies of this
38 Concurrent Resolution be transmitted to the Acting Auditor.
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OFFERED BY: 

MAR 11 2016

