

Honolulu, Hawaii

FEB 18 2016

RE: S.B. No. 2857

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committees on Transportation and Energy and Commerce,  
Consumer Protection, and Health, to which was referred S.B.  
No. 2857 entitled:

"A BILL FOR AN ACT RELATING TO TOWING,"

beg leave to report as follows:

The purpose and intent of this measure is to clarify the law  
on towing of unattended vehicles on private and public property.

Your Committees received testimony in support of this measure  
from the Office of Consumer Protection and City and County of  
Honolulu Police Department. Your Committees received testimony in  
opposition to this measure from Ace Towing Service, Kuni's  
Enterprises, Waialae Towing, and Solid Towing LLC. Your  
Committees received comments on this measure from one individual.

Your Committees find that existing law is in need of  
clarification with regard to when a "hookup" occurs, what  
constitutes the "scene" from which a tow is initiated, and who is  
the "vehicle owner" that is entitled to have the vehicle released  
from the towing company.

Your Committees have amended this measure by:

- (1) Inserting an effective date of June 22, 2022, to  
encourage further discussion; and



- (2) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy and Commerce, Consumer Protection, and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2857, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2857, S.D. 1, and be referred to your Committee on Judiciary and Labor.

Respectfully submitted on  
behalf of the members of the  
Committees on Transportation  
and Energy and Commerce,  
Consumer Protection, and  
Health,



ROSALYN H. BAKER, Chair



LORRAINE R. INOUE, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Transportation and Energy**  
**TRE**

Bill / Resolution No.:* <div style="font-size: 1.5em; font-family: cursive;">SB 2857</div>	Committee Referral: <div style="font-size: 1.5em; font-family: cursive;">TRE/CPH, IDL</div>	Date: <div style="font-size: 1.5em; font-family: cursive;">11 Feb. 2016</div>		
<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
INOUE, Lorraine R. (C)	/			
GABBARD, Mike (VC)				/
CHUN OAKLAND, Suzanne	/			
ENGLISH, J. Kalani	/			
KIDANI, Michelle N.	/			
NISHIHARA, Clarence K.	/			
SLOM, Sam	/			
TOTAL	6			1
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: <div style="font-size: 1.5em; font-family: cursive; margin-left: 20px;">J. Kalani English</div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <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: 0.8em; margin-top: 2px;"> <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

The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Commerce, Consumer Protection, and Health**  
**CPH**

Bill / Resolution No.:* <b>SB 2857</b>	Committee Referral: <b>TRE/CPH, JDL</b>	Date: <b>2-11-16</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"/> <i>mk</i> 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
BAKER, Rosalyn H. (C)	/	/		
KIDANI, Michelle N. (VC)		/		
ESPERO, Will		/		
IHARA, Jr., Les	/			
NISHIHARA, Clarence K.	/			
RUDERMAN, Russell E.				/
SLOM, Sam		/		
<b>TOTAL</b>	<b>3</b>	<b>3</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: <i>Michelle N. Kidani</i>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div>				

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