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# SENATE CONCURRENT RESOLUTION

URGING THE DEPARTMENT OF TRANSPORTATION TO ESTABLISH A WORKING GROUP ON LOWERING THE LEGAL LIMIT OF BLOOD ALCOHOL CONCENTRATION TO 0.05 GRAMS OF ALCOHOL PER ONE HUNDRED MILLILITERS OF BLOOD WITH THE INTENT OF PRIORITIZING SAFETY AND SAVING LIVES ON HAWAII'S ROADS.

1 WHEREAS, according to the National Highway Traffic Safety  
2 Commission, about thirty-seven people in the United States die  
3 in drunk-driving crashes every day; and

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5 WHEREAS, that number equates to one person dying every  
6 thirty-nine minutes; and

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8 WHEREAS, in 2022, 13,524 people died in alcohol-impaired  
9 driving traffic deaths across the United States; and

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11 WHEREAS, from 2011 to 2022, at least forty percent of  
12 traffic fatalities in Hawaii involved alcohol; and

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14 WHEREAS, research published in the Journal of Studies on  
15 Alcohol and Drugs in 2012 shows that if a person's blood alcohol  
16 concentration (BAC) is between 0.05 and 0.08 percent, their  
17 chances of being killed in a crash where only the person's  
18 vehicle is involved are at least seven times higher than if the  
19 person had not been drinking at all; and

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21 WHEREAS, reducing the legal BAC limit to 0.05 percent would  
22 likely lead to fewer instances of impaired driving and its  
23 consequences; and

24  
25 WHEREAS, a 0.05 percent BAC limit would serve as a general  
26 deterrent to impaired driving and affects all would-be drinking  
27 drivers; and

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1 WHEREAS, more than one hundred countries have reduced their  
2 legal BAC levels to 0.05 percent or lower, including Australia,  
3 Austria, France, Germany, Italy, and Spain; now, therefore,  
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5 BE IT RESOLVED by the Senate of the Thirty-third  
6 Legislature of the State of Hawaii, Regular Session of 2025, the  
7 House of Representatives concurring, that the Department of  
8 Transportation is urged to establish a working group on lowering  
9 the legal limit of blood alcohol concentration to 0.05 grams of  
10 alcohol per one hundred milliliters of blood with the intent of  
11 prioritizing safety and saving lives on Hawaii's roads; and  
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13 BE IT FURTHER RESOLVED that the working group is requested  
14 to consist of the following members:  
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- 16 (1) The Director of Transportation or the Director's  
17 designee;
- 18 (2) A Representative from the Office of the Public  
19 Defender;  
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- 21 (3) A representative from the Office of the Prosecuting  
22 Attorney of the City and County of Honolulu;  
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- 24 (4) A representative from the Office of the Prosecuting  
25 Attorney of Kauai;  
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- 27 (5) A representative from the Office of the Prosecuting  
28 Attorney of Hawaii; and  
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- 30 (6) A representative from the Department of the  
31 Prosecuting Attorney of Maui; and  
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34 BE IT FURTHER RESOLVED that the working group is requested  
35 to invite the following individuals to participate as members of  
36 the working group:  
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- 38 (1) A representative from the National Transportation  
39 Safety Board;
- 40 (2) A representative from the Hawaii Alcohol Policy  
41 Alliance;  
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- 2 (3) A representative from the field of traffic safety and
- 3 research with expertise in alcohol-impaired driving;
- 4
- 5 (4) A representative of Hawaii establishments selling
- 6 alcohol;
- 7
- 8 (5) A representative of Hawaii restaurants;
- 9
- 10 (6) A representative from an organization doing work on
- 11 reducing alcohol-related fatalities; and
- 12
- 13 (7) Any other members as deemed appropriate; and
- 14

15 BE IT FURTHER RESOLVED that the working group is requested  
 16 to examine data to identify:

- 17
- 18 (1) The number of alcohol-related fatalities and injuries
- 19 per year in Hawaii;
- 20
- 21 (2) The number of expected fatalities and injuries per
- 22 year involving drivers with a blood alcohol
- 23 concentration of .05 grams of alcohol per one hundred
- 24 milliliters of blood, based on real world results in
- 25 other places;
- 26
- 27 (3) How alcohol and food revenues are affected in other
- 28 jurisdictions that require drivers to have a blood
- 29 alcohol concentration of .05 grams of alcohol per one
- 30 hundred milliliters of blood;
- 31
- 32 (4) How much revenue could be expected to be gained or
- 33 lost by decreasing the legal blood alcohol
- 34 concentration to .05 grams of alcohol per one hundred
- 35 milliliters of blood in Hawaii;
- 36
- 37 (5) Mitigating steps to help bars and restaurants adapt to
- 38 any potential loss of revenue or options that might be
- 39 recommended to address any loss; and
- 40
- 41 (6) Any recommendations to increase public awareness and
- 42 phase-in legislation to decrease the legal blood



1 alcohol concentration for driving to .05 grams of  
2 alcohol per one hundred milliliters of blood; and  
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4 BE IT FURTHER RESOLVED that the working group is requested  
5 to submit a report to the Legislature of its findings and  
6 recommendations, including any proposed legislation, no later  
7 than twenty days prior to the convening of the Regular Session  
8 of 2026; and  
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10 BE IT FURTHER RESOLVED that certified copies of this  
11 Concurrent Resolution be transmitted to the Chair of the  
12 National Transportation Safety Board, Governor, Director of  
13 Transportation, Public Defender, and Prosecuting Attorneys of  
14 each county.

