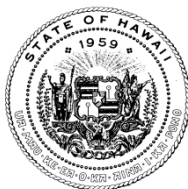


JOSH GREEN, M.D.
GOVERNOR
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Na Hope Luna Ho'okele
DREANALEE K. KALILI
TAMMY L. LEE
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ROBIN K. SHISHIDO

STATE OF HAWAI'I | KA MOKU'ĀINA 'O HAWAI'I
DEPARTMENT OF TRANSPORTATION | KA 'OIHANA ALAKAU
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HONOLULU, HAWAII 96813-5097

Wednesday, April 8, 2026
10:15 AM
State Capitol, 211

**HB2417, HD2, SD1
RELATING TO ADMINISTRATIVE LICENSE REVOCATION**

Senate Committees on Judiciary and Ways & Means

The Hawaii Department of Transportation (HDOT) supports HB2417, HD2, SD1, which clarifies administrative driver's license revocation procedures for alcohol- and drug-related offenses.

This legislation amends Hawaii Revised Statutes §291E-31 and related sections to establish clear timelines and procedural requirements for administrative revocation notices, reviews, and hearings.

These revisions align with the HDOT's mission to promote safe transportation practices and reduce impaired driving incidents in Hawaii. By improving clarity and procedural efficiency, HB2417, HD2, SD1 supports better outcomes for both law enforcement and the public, contributing to enhanced traffic safety and legal certainty.

Thank you for the opportunity to testify in strong support of this bill.

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OFFICE OF THE PROSECUTING ATTORNEY

TESTIMONY IN SUPPORT OF HOUSE BILL 2417, HOUSE DRAFT 2, SENATE DRAFT 1

A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION

COMMITTEE ON WAYS AND MEANS
Senator Donovan M. Dela Cruz, Chair
Senator Sharon Y. Moriwaki, Vice Chair

COMMITTEE ON JUDICIARY
Senator Karl Rhoads, Chair
Senator Mike Gabbard, Vice Chair

Wednesday, April 8, 2026, at 10:15 a.m.
Via Videoconference
State Capitol Conference Room 415
415 South Beretania Street

Honorable Chairs Dela Cruz & Rhoads, Vice-Chairs Moriwaki & Gabbard, and Members of the Committees on Ways & Means and Judiciary: The County of Hawai'i Office of the Prosecuting Attorney submits the following testimony **in support** of House Bill 2417, House Draft 2, Senate Draft 1.

The intent of H.B. 2417, HD 2, SD 1 is to clarify the administrative driver's license revocation process. We greatly appreciate that the HD 2 draft incorporates the suggested amendments that arose out of discussions with stakeholders.

H.B. 2417, HD 2, SD 1 would not significantly alter the existing administrative driver's license revocation process, but would clarify that a revocation takes automatic effect 30 days after a Notice of Administrative Revocation, and remains in effect until the Administrative Driver's License Revocation Office (ADLRO) decides otherwise. We believe these small changes will produce great benefits by improving the enforceability of administrative revocations.

An administrative driver's license revocation is a non-criminal procedure that is initiated when probable cause exists to believe that an individual has been driving under the influence of alcohol or drugs, or when an individual refuses to submit to a breath or blood test. This process is initiated by the issuance of a Notice of Administrative Revocation to the suspected impaired driver, followed by a case-by-case review of relevant evidence by the ADLRO. Appropriate due process is offered through this review and by affording the driver the opportunity for a hearing.

Administrative revocations can greatly enhance public safety by removing impaired drivers from the public roads swiftly and with certainty.

Individuals who disregard their administrative revocation and continue to drive on public roads should be subject to prosecution and enhanced penalties under HRS 291E-62. In practice, however, it has been difficult to enforce administrative revocations, due to the need to prove that the driver received notice of the outcome of the ADLRO process. As the law is currently written, the administrative revocation does not technically occur until the ADLRO's review is complete and a written decision is mailed to the respondent. In practice, notice by mail often cannot support prosecution of criminal charges by proof beyond a reasonable doubt. The difficulty of enforcement undermines the purposes of administrative revocation—swiftness and certainty.

H.B. 2417, HD 2, SD 1 would clarify that the Notice of Administrative Revocation that a police officer issues to a suspected impaired driver itself sets enforceable timelines, removing the delay and ambiguity of notice by mail and allowing police and prosecutors to better enforce criminal penalties under HRS 291E-62 against those who disregard an administrative revocation.

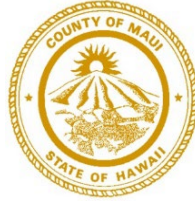
For the foregoing reasons, the County of Hawai'i Office of the Prosecuting Attorney **supports** House Bill 2417, House Draft 2, Senate Draft 1. Thank you for the opportunity to testify on this matter.

LATE

RICHARD T. BISSEN, JR.
Mayor

ANDREW H. MARTIN
Prosecuting Attorney

SHELLY C. MIYASHIRO
First Deputy Prosecuting Attorney



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TESTIMONY ON
H.B. 2417 HD2 SD1
RELATING TO ADMINISTRATIVE LICENSE REVOCATION

April 7, 2026

The Honorable Donovan M. Dela Cruz
Chair
The Honorable Sharon Y. Moriwaki
Vice Chair
and Members of the Committee on Ways and Means

The Honorable Karl Rhoads
Chair
The Honorable Mike Gabbard
Vice Chair
and Members of the Committee on Judiciary

Chairs Dela Cruz and Rhoads, Vice Chairs Moriwaki and Gabbard, and Members of the Committees:

The Department of the Prosecuting Attorney, County of Maui **supports H.B. 2417 HD2 SD1, Relating to Administrative License Revocation.** *Inter alia*, this measure is intended to increase the clarity of the Administrative Driver's License Revocation Office ("ADLRO") license revocation procedures.

We support this bill because it clarifies that the ADLRO's review decision affirms or rescinds the existing license revocation, rather than actually revoking the respondent's driver's license. We believe this language will make it easier for drivers to understand how the ADLRO review process works and what their license status may be at a given stage of that process.

For these reasons, the Department of the Prosecuting Attorney, County of Maui **supports H.B. 2417 HD2 SD1.** Please feel free to contact our office at (808) 270-7777 if you have any questions or inquiries. Thank you very much for the opportunity to provide testimony.