

STAND. COM. REP. NO. 238

Honolulu, Hawaii
Feb 9, 2007

RE: H.B. No. 160

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Transportation, to which was referred H.B. No. 160 entitled:

"A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION,"

begs leave to report as follows:

The purpose of this bill is to enable a driver who had a license administratively revoked for life due to multiple driving under the influence convictions a chance to have the license restored under specific circumstances. Specifically, this bill:

- (1) Permits a driver to seek reinstatement of a license no sooner than 10 years since the lifetime revocation was imposed;
- (2) Requires an application for reinstatement of a license to be accompanied by written proof that the individual, within 90 days immediately preceding the application, has been assessed by a certified substance abuse counselor and determined not to be in need of substance abuse treatment due to dependency or abuse; and
- (3) Requires a driver to have had no arrests or convictions for driving while a license is revoked.



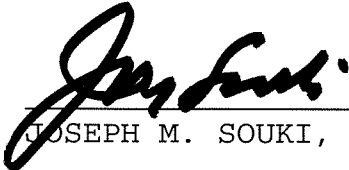
The Senior Pastor of the Wahiawa Church of the Nazarene, Senior Pastor of the Bridge Church of the Nazarene, the District Superintendent of the Hawaii Pacific District of the Church of the Nazarene, and the Office of the Public Defender testified in support of this measure. MADD-Hawaii supported the intent of this measure. The Judiciary testified in opposition to this bill.

Your Committee finds that although there are a large number of traffic fatalities due to alcohol-related accidents each year, every individual can be reformed and deserves a second chance, especially if the individual has performed meritorious service for over a decade.

However, your Committee notes that numerous administrative and legal concerns were raised by the Judiciary regarding this measure which are beyond the purview of this Committee. Accordingly, your Committee on Transportation respectfully requests that your Committee on Judiciary review the concerns raised by the Judiciary and address these issues accordingly.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 160 and recommends that it pass Second Reading and be referred to the Committee on Judiciary.

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



JOSEPH M. SOUKI, Chair



