

STAND. COM. REP. NO.

99

Honolulu, Hawaii

Feb 9, 2009

RE: H.B. No. 1518

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Transportation, to which was referred H.B. No. 1518 entitled:

"A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,"

begs leave to report as follows:

The purpose of this bill is to allow tow companies to conduct business in a manner similar to other businesses by permitting tow companies to assess applicable general excise taxes (GET) and county surcharges to fees already charged to the owner of a motor vehicle left unattended on property without the authorization of the owner or occupant of the property.

The Hawaii State Towing Association and Waialae Chevron and Tow Service testified in support of this bill. The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in opposition to this measure.

Currently, rates for towing vehicles under certain conditions are regulated by statute and companies engaged in this practice are not allowed to pass on the GET they are charged for operating their business. Your Committee finds that in all fairness, towing companies should be treated like other businesses and allowed to pass on the GET to its customers.



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. 1518 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



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 99

Record of Votes of the Committee on Transportation

| | | | | |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|--------------------------|-------------|----------------|
| Bill/Resolution No.: HB1518 | Committee Referral: TRN, JUD, FIN | Date: 2/4/2009 | | |
| <input type="checkbox"/> The committee is reconsidering its previous decision on the measure. | | | | |
| The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit) | | | | |
| TRN Members | Ayes | Ayes (WR) | Nays | Excused |
| 1. SOUKI, Joseph M. (C) | ✓ | | | |
| 2. AWANA, Karen Leinani (VC) | ✓ | | | |
| 3. AQUINO, Henry J.C. | ✓ | | | |
| 4. HANOHANO, Faye P. | | ✓ | | |
| 5. KEITH-AGARAN, Gilbert S.C. | ✓ | | | |
| 6. LEE, Marilyn B. | ✓ | | | |
| 7. NAKASHIMA, Mark M. | ✓ | | | |
| 8. RHOADS, Karl | ✓ | | | |
| 9. SAIKI, Scott K. | | | ✓ | |
| 10. TAKUMI, Roy M. | ✓ | | | |
| 11. YAMASHITA, Kyle T. | ✓ | | | |
| 12. PINE, Kymberly Marcos | | | | ✓ |
| TOTAL (12) | 9 | 1 | 1 | 1 |
| The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>_____ committee acronym(s)</small> | | | | |
| Vice Chair's or designee's signature: _____ <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Karen Awana</div> | | | | |
| Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO | | | | |