

STAND. COM. REP. NO.

93

Honolulu, Hawaii

FEB 11 2011

RE: S.B. No. 1321
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committees on Commerce and Consumer Protection and
Transportation and International Affairs, to which was referred
S.B. No. 1321 entitled:

"A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING,"

beg leave to report as follows:

The purpose and intent of this measure is to amend state law
regarding the requirements for a commercial driver's license to
conform to the applicable Federal Motor Carrier Safety
Regulations.

Your Committees received testimony in support of this measure
from the Department of Transportation and the Hawaii
Transportation Association.

Your Committees find that the amendments to existing state
law proposed by this measure are necessary to comply with the
requirements of the Federal Motor Carrier Safety Regulations.
Specifically, your Committees find that this measure will allow
the examiner of drivers to withhold the authority to operate under
a commercial driver's license from individuals who do not meet the
medical criteria required to ensure safe operation of a commercial
motor vehicle. Your Committees note that failure to make the
amendments to existing law proposed by this measure will result in
noncompliance with controlling federal regulations and significant
penalties in the form of withholding of federal funds each year
that the State remains out of compliance.



Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Transportation and International Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1321, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1321, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Commerce and
Consumer Protection and
Transportation and
International Affairs,



J. KALANI ENGLISH, Chair

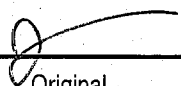


ROSALYN H. BAKER, Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 1321	CPN/TIA CPN , JDL	2/7/11		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
TANIGUCHI, Brian T. (VC)				✓
GALUTERIA, Brickwood	✓			
GREEN, M.D., Josh				✓
NISHIHARA, Clarence K.	✓			
SOLOMON, Malama				✓
SLOM, Sam	✓			
TOTAL	4			3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes

