

STAND. COM. REP. NO.

401

Honolulu, Hawaii

February 13, 2013

RE: H.B. No. 1308
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committees on Public Safety and Transportation, to which was referred H.B. No. 1308 entitled:

"A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE,"

beg leave to report as follows:

The purpose of this measure is to expand the definition of "emergency vehicle" to include State civil defense vehicles and county emergency management vehicles under the so-called "move over" law, which requires a driver that is approaching an emergency vehicle that is stopped for an emergency or official duty to slow down and to make a lane change into the adjacent lane if it is necessary and safe to do so.

The Department of Transportation, Department of Public Safety, Department of Defense, Department of the Prosecuting Attorney of the City and County of Honolulu, Civil Defense Advisory Commission, Citizen's Advisory Commission on Civil Defense, County of Hawaii Police Department, Honolulu Police Department, Civil Defense Agency of the County of Hawaii, Mothers Against Drunk Driving Hawaii, Telecommunication Utility Working Group, Department of Emergency Management of the City and County of Honolulu, and several concerned individuals supported this measure.

HB1308 HD1 HSCR PBS-TRN HMS 2013-1931-1

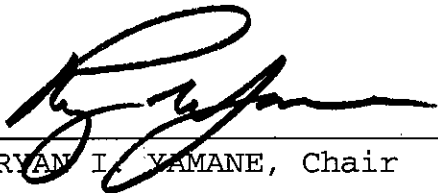


Your Committees have amended this measure by:

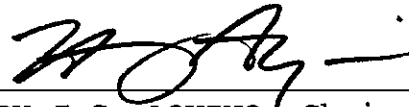
- (1) Expanding the definition of "emergency vehicle" to include state law enforcement vehicles;
- (2) Adding the charge of manslaughter as a possible offense when a driver does not move over and causes the death of an emergency responder; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Public Safety and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1308, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1308, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Public Safety and
Transportation,



RYAN I. YAMANE, Chair



HENRY J.C. AQUINO, Chair



State of Hawaii
House of Representatives
The Twenty-seventh Legislature

HBCR 401

Record of Votes of the Committee on Public Safety

Bill/Resolution No.: HB1308	Committee Referral: PBS/TRN, JUD	Date: 2/7/13		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" 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)				
PBS Members	Ayes	Ayes (WR)	Nays	Excused
1. AQUINO, Henry J.C. (C)	✓			
2. ING, Kaniela (VC)	✓			
3. HASHEM, Mark J.				✓
4. ICHIYAMA, Linda	✓			
5. NAKASHIMA, Mark M.				✓
6. TAKUMI, Roy M.	✓			
7. YAMANE, Ryan I.	✓			
8. YAMASHITA, Kyle T.				✓
9. MCDERMOTT, Bob	✓			
TOTAL (9)	6	0	0	3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				

State of Hawaii
House of Representatives
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Record of Votes of the Committee on Transportation

Bill/Resolution No.: HB 1368	Committee Referral: PBS/TRN, JUD	Date: 2/7/13		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" 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. YAMANE, Ryan I. (C)	✓			
2. ICHIYAMA, Linda (VC)	✓			
3. AQUINO, Henry J.C.	✓			
4. HASHEM, Mark J.				✓
5. ING, Kaniela	✓			
6. NAKASHIMA, Mark M.				✓
7. TAKUMI, Roy M.	✓			
8. YAMASHITA, Kyle T.				✓
9. FUKUMOTO, Beth	✓			
TOTAL (9)	6	0	0	3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small style="margin-left: 100px;">committee acronym(s)</small>				
Vice Chair's or designee's signature: <u><i>Linda Ichiyama</i></u>				
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