

STAND. COM. REP. NO. 466

Honolulu, Hawaii  
February 15, 2013

RE: H.B. No. 1181  
H.D. 1

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

Sir:

Your Committee on Transportation, to which was referred H.B. No. 1181 entitled:

"A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE,"

begs leave to report as follows:

The purpose of this measure is to protect public safety by amending the definition of a habitual offender to include a person who was convicted of habitually operating a vehicle under the influence of an intoxicant within ten years of the instant offense of operating a motor vehicle under the influence of an intoxicant.

The Department of Transportation, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, Office of the Prosecuting Attorney of the County of Kauai, Mothers Against Drunk Driving, and Hawaii Bicycling League supported this measure. The Department of the Prosecuting Attorney of the County of Maui supported this measure with amendments.

Your Committee has amended this measure by:

- (1) Clarifying that a single prior conviction for habitually operating a vehicle while under the influence of an intoxicant within ten years of the instant offense will trigger a felony charge under section 291E-61.5(b), Hawaii Revised Statutes; and

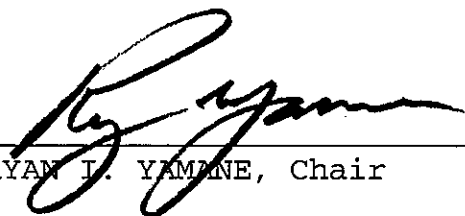
HB1181 HD1 HSCR TRN HMS 2013-2102



- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

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. 1181, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1181, H.D. 1, and be referred to the Committee on Judiciary.

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



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RYAN I. YAMANE, Chair



State of Hawaii  
House of Representatives  
The Twenty-seventh Legislature

HSCA 466

**Record of Votes of the Committee on Transportation**

Bill/Resolution No.: <b>HB 1181</b>	Committee Referral: <b>TRN, JUD</b>	Date: <b>2/13/13</b>		
<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	/			
<b>TOTAL (9)</b>	<b>7</b>	<b>0</b>	<b>0</b>	<b>2</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: <u><i>Linda Ichiyama</i></u>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				