

STAND. COM. REP. NO.

753

Honolulu, Hawaii

March 1, 2013

RE: H.B. No. 977
H.D. 2

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

Sir:

Your Committees on Consumer Protection & Commerce and
Judiciary, to which was referred H.B. No. 977, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TRANSPORTATION,"

beg leave to report as follows:

The purpose of this measure is to conform Hawaii's laws
relating to commercial driver licensing to the most recent federal
regulations. Specifically, among other things, this measure:

- (1) Adds a new section to Chapter 286, Hawaii Revised Statutes, relating to commercial learner's permits, changes existing references to "instruction permits" to the upgraded term "commercial learner's permit," and includes commercial learner's permits in certain regulatory provisions;
- (2) Requires certain surrendered driver's licenses, including commercial driver's licenses, to be shredded;
- (3) Adds and amends definitions to conform to federal regulations;
- (4) Prohibits an employer from allowing an employee to drive a commercial motor vehicle without a current permit or without proper license restrictions and endorsements;



- (5) Modifies the testing method to allow only the use of English during the skills test;
- (6) Establishes a minimum age of '18 for a commercial learner's permit holder and amends standards and processes for issuing a commercial learner's permit;
- (7) Provides for interstate cooperation among state licensing authorities for information sharing and license recognition;
- (8) Allows a digitized or black and white laser engraved photograph to fulfill the photograph requirement of the application for a commercial driver's license or learner's permit; and
- (9) Amends existing and adds new commercial driver's license restriction codes.

The Department of Transportation provided testimony in support of this measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2013; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 977, H.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as H.B. No. 977, H.D. 2.



Respectfully submitted on
behalf of the members of the
Committees on Consumer
Protection & Commerce and
Judiciary,



KARL RHOADS, Chair



ANGUS L.K. McKELVEY, Chair



H SCR 753

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 977 HD1	Committee Referral: TRN, CPC/JUD	Date: 2/20/13		
<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 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)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. KAWAKAMI, Derek S.K. (VC)	✓			
3. BELATTI, Della Au	✓			
4. BROWER, Tom	✓			
5. CABANILLA, Rida T.R.	✓			
6. CACHOLA, Romy M.	✓			
7. CARROLL, Mele	✓			
8. EVANS, Cindy	✓			
9. HAR, Sharon E.				✓
10. ITO, Ken	✓			
11. LEE, Chris				✓
12. TSUJI, Clift	✓			
13. YAMANE, Ryan I.	✓			
14. MCDERMOTT, Bob	✓			
15. THIELEN, Cynthia	✓			
TOTAL (15)	13			2
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: _____				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				

State of Hawaii
House of Representatives
The Twenty-seventh Legislature

HSCR 753

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB977, HD1	Committee Referral: TRN, CPC/JUD	Date: 2/20/13		
<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 checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input checked="" type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	X			
2. HAR, Sharon E. (VC)				X
3. BELATTI, Della Au	X			
4. BROWER, Tom	X ^{re}			
5. CABANILLA, Rida T.R.	X			
6. CARROLL, Mele	X			
7. ITO, Ken	X			
8. KAWAKAMI, Derek S.K.	X			
9. LEE, Chris				X
10. TSUJI, Clift	X			
11. WOOLEY, Jessica	X			
12. MCDERMOTT, Bob	X			
13. THIELEN, Cynthia	X			
TOTAL (13)	11	0	0	2
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: Rida T.R. Cabanilla				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				