

STAND. COM. REP. NO. 4

Honolulu, Hawaii

FEB 03 2015

RE: S.B. No. 98

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Transportation, to which was referred S.B. No. 98 entitled:

"A BILL FOR AN ACT RELATING TO TRANSPORTATION,"

begs leave to report as follows:

The purpose and intent of this measure is to establish the offense of endangering public transportation as a class C felony when a person tampers with a public highway or a facility of public transportation, with intent to cause any damage, malfunction, nonfunction, theft, or unauthorized removal of material which would result in the creation of a substantial risk of death or serious bodily injury to anyone.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Transportation Services of the City and County of Honolulu, and Honolulu Police Department.

Your Committee finds that this measure is intended in part, to address the theft of copper wiring along highways. Your Committee further finds that the theft of copper wiring and vandalism of conduits along the highways creates dangerous conditions for motorists while the highway lights are out. In addition, stolen copper is costly to replace. This measure provides another tool for the prosecution of persons who intentionally remove such material without authorization.

Your Committee notes that a similar statute exists that establishes the offense of theft of copper as a class C felony;

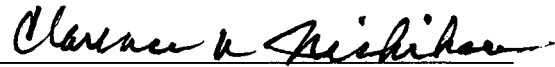
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however your Committee defers to your Committee on Judiciary and Labor to address this potential issue if it chooses to hear this measure.

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 S.B. No. 98 and recommends that it pass Second Reading and be referred to the Committee on Judiciary and Labor.

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



CLARENCE K. NISHIHARA, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Transportation
TRA

Bill / Resolution No.:* SB 98	Committee Referral: TRA, JDL	Date: 1/29/15		
<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 checked="" type="checkbox"/> Pass, unamended <input type="checkbox"/> Pass, with amendments <input type="checkbox"/> Hold <input type="checkbox"/> Recommit 2312 2311 2310 2313				
Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	✓			
HARIMOTO, Breene (VC)	✓			
DELA CRUZ, Donovan M.				✓
ENGLISH, J. Kalani	✓			
ESPERO, Will	✓			
INOUE, Lorraine R.	✓			
KIDANI, Michelle N.	✓			
KOUCHI, Ronald D.	✓			
SLOM, Sam	✓			
TOTAL	8			1
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