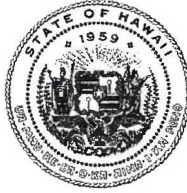


HB1747, HD1

TESTIMONY



Testimony by:  
FORD N. FUCHIGAMI  
DIRECTOR

Deputy Directors  
JADE T. BUTAY  
ROSS M. HIGASHI  
EDWIN H. SNIFFEN  
DARRELL T. YOUNG

IN REPLY REFER TO:

STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

March 17, 2016  
3:00 p.m.  
State Capitol, Room 229

**H.B. 1747, H.D. 1  
RELATING TO MOTOR VEHICLES**

Senate Committee(s) on Transportation and Energy &  
Public Safety, Intergovernmental and Military Affairs

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The Department of Transportation (DOT) **opposes** H.B. 1747, H.D. 1. This bill authorizes a police officer to cause to be towed a motor vehicle when the operator is arrested for the offense of driving under the influence of an intoxicant (OVUI) provided that the officer has reason to believe that the arrested person is likely to return to the vehicle and continue to drive under the influence of an intoxicant after being released from custody.

In its present form, this bill removes the original intent of preventing intoxicated drivers and other serious offenses from driving and to continue to be a risk on the roadways. It places an undue vague burden on police to show a reason to believe that the arrested person is likely to return to the vehicle and drive. The amended bill also removes other serious offenses that if no immediate action is taken, would allow the operator to continue to drive in violation of the law.

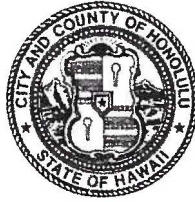
The DOT urges your support in restoring H.B. 1747, H.D. 1 to its original draft and pass it out of this committee. Restoring this bill will not only deter operators from OVUI, thus saving lives, but also deter persons from driving and committing other serious offenses as provided in the original draft.

Thank you for the opportunity to provide testimony.

POLICE DEPARTMENT  
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813  
TELEPHONE (808) 529-3111 · INTERNET www.honolulu-pd.org

KIRK CALDWELL  
MAYOR



LOUIS M. KEALOHA  
CHIEF

MARIE A. McGAULEY  
CARY OKIMOTO  
DEPUTY CHIEFS

OUR REFERENCE DI-GR

March 17, 2016

The Honorable Lorraine R. Inouye, Chair  
and Members  
Committee on Transportation and Energy  
The Honorable Clarence K. Nishihara, Chair  
and Members  
Committee on Public Safety,  
Intergovernmental, and Military Affairs  
State Senate  
Hawaii State Capitol  
415 South Beretania Street  
Honolulu, Hawaii 96813

Dear Chairs Inouye and Nishihara and Members:

SUBJECT: House Bill No. 1747, H.D. 1, Relating to Motor Vehicles

I am Darren Izumo, Major of the Traffic Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD opposes the passage of House Bill No. 1747, H.D. 1, Relating to Motor Vehicles.

The HPD supported the original version of House Bill No. 1747 which allowed the towing of an arrestee's vehicle for operating a vehicle under the influence of an intoxicant and for other offenses often related to an impaired driving charge. These included driving without a license, driving while license is suspended or revoked, and habitually operating a vehicle under the influence of an intoxicant. This would help to keep the roadways safe and clear, provide safer storage of arrestees' vehicles, and possibly provide a deterrent to impaired driving.

The Honorable Lorraine R. Inouye, Chair  
and Members  
Committee on Transportation and Energy  
The Honorable Clarence K. Nishihara, Chair  
and Members  
Committee on Public Safety,  
Intergovernmental, and Military Affairs  
March 17, 2016  
Page 2

House Bill No. 1747, H.D. 1, in comparison would allow towing an arrestee's vehicle only if the arresting officer has reason to believe the arrestee will return and continue to drive after his or her release. While this can and has happened, it is unpredictable.

The HPD urges you to remove the amendments and use the original form of House Bill No. 1747.


Thank you for the opportunity to testify.

Sincerely,



Darren Izumo, Major  
Traffic Division

APPROVED:

  
for Louis M. Kealoha  
Chief of Police

**Kaala Coleman**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Wednesday, March 16, 2016 1:24 PM  
**To:** TRE Testimony  
**Cc:** victor.ramos@mpd.net  
**Subject:** \*Submitted testimony for HB1747 on Mar 17, 2016 15:00PM\*

**HB1747**

Submitted on: 3/16/2016

Testimony for TRE/PSM on Mar 17, 2016 15:00PM in Conference Room 229

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Victor K. Ramos	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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