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

IN REPLY REFER TO:

February 27, 2015  
9:05 a.m.  
State Capitol, Room 016

**S.B. 683, S.D.1**  
**RELATING TO MOTOR VEHICLE DRIVER LICENSING**

Senate Committee on Judiciary and Labor

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The Department of Transportation (DOT) **opposes** S.B. 683, S.D. 1 Relating to Motor Vehicle Driver Licensing.

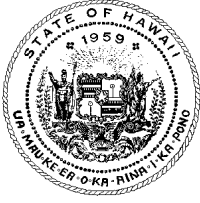
The DOT was of the understanding that the intent of enacting this measure was to allow persons that could not or chose not to meet the requirements to obtain a Real ID compliant driver's license, provisional license and instruction permit:

- To obtain a limited purpose driver's license, limited purpose provisional driver's license, or limited purpose instruction permit to legally drive a motor vehicle in the State of Hawaii, provided that they present the required documents at the time of application and successfully pass all the required examinations; and
- That this measure would not jeopardize Hawaii's certification as a REAL ID compliant State.

However, after reviewing S.B. 683, S.D.1, DOT believes there would be persons unable to acquire a license under this measure because they would not be able to provide the documents required in this bill even though these persons would be capable of passing the required examinations and safely operating a motor vehicle.

Therefore, DOT recommends amending this bill with the attached proposed language DOT submitted for consideration for H.B. 1007. The proposed amendment blends part of the original S.B. 683 and H.B. 1007 and addresses the requirements of the Real ID Act so as not to jeopardize Hawaii's compliance certification.

Thank you for the opportunity to present testimony.



# HAWAI‘I CIVIL RIGHTS COMMISSION

830 PUNCHBOWL STREET, ROOM 411 HONOLULU, HI 96813 ·PHONE: 586-8636 FAX: 586-8655 TDD: 568-8692

February 27, 2015  
9:05 a.m.  
Conference Room 016

To: The Honorable Gilbert Keith-Agaran, Chair  
and Members of the Senate Committee on Judiciary and Labor

From: Linda Hamilton Krieger, Chair  
and Commissioners of the Hawai‘i Civil Rights Commission

Re: S.B. No. 683, S.B.1

The Hawai‘i Civil Rights Commission (HCRC) has enforcement jurisdiction over state laws prohibiting discrimination in employment, housing, public accommodations, and access to state and state-funded services. The HCRC carries out the Hawai‘i constitutional mandate that "no person shall be discriminated against in the exercise of their civil rights because of race, religion, sex or ancestry". Art. I, Sec. 5.

S.B. No. 683, S.B.1, if enacted, would amend HRS Chapter 286, to authorize the issuance of provisional or limited purpose driver’s licenses to persons who do not have Social Security Numbers or proof that his or her presence in the United States is authorized by federal law. The HCRC strongly supports S.B. No. 683, S.B.1.

The HCRC opposes ancestry and race-based discrimination associated with attacks on and denial of rights to undocumented immigrants. It is good public policy that that these residents who are undocumented immigrants be granted licenses to operate motor vehicles, making for improved road safety, with these drivers being qualified through written examinations and road tests, and should result in higher rates of insured drivers on the road. This will help to bring these residents out of the shadows and improve public safety.

The HCRC urges enactment of S.B. No. 683, S.B.1, and suggests an expression of legislative intent that the provisional or limited purpose driver's licenses be available wherever regular driver's licenses are available.



Planned Parenthood of Hawaii

To: Hawaii State Senate Committee on Judiciary and Labor  
Hearing Date/Time: Friday, February 27, 2015, 9:05 a.m.  
Place: Hawaii State Capitol, Rm. 016  
Re: Testimony of Planned Parenthood of Hawaii in support of S.B. 683, SD1

Dear Chair Keith-Agaran and Members of the Committee on Judiciary and Labor,

Planned Parenthood of Hawaii (“PPHI”) writes in support of S.B. 683, SD1, which seeks to authorize the issuance of a limited purpose driver's license, limited purpose provisional driver's license, and instruction permit for Hawaii residents who are unable to provide proof of authorized presence in the United States.

Planned Parenthood of Hawaii is dedicated to providing Hawaii’s people with high quality, affordable and confidential sexual and reproductive health care, education, and advocacy. To that end, we are deeply concerned that undocumented women, in particular survivors of gender-based violence, are heavily burdened by their inability to obtain a driver’s license and seek health and other care for themselves and their families. All Hawaii residents should have a safe and legal way to access health care.

Thank you for this opportunity to testify in support of S.B. 683.

Sincerely,

Laurie Field  
Director of Public Affairs & Government Relations

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Kahului, HI 96732  
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To: Senator Gil Keith-Agaran, Chair  
Senator Maile Shimabukuro, Vice Chair  
Members of the Senate Committee on Judiciary and Labor

From: Khara Jabola-Carolus, Legislative Coordinator, Hawai'i Coalition for Immigration Reform

Re: Testimony Supporting the Intent of SB 683 SD 1, Relating to Motor Vehicle Driver Licensing

I write on behalf of the Hawai'i Coalition for Immigration Reform, supporting the intent of SB 683 SD1, but requesting that the bill's content be amended to include its original language. For the past two years, our coalition has labored under the leadership of Senator Will Espero to craft a bill that would wholly divorce the issue of legal presence from driver's safety.

The amended version of SB 683 SD transposes a more conservative Connecticut law onto our original bill that detracts from our broad social justice goal of public safety and access to licensure without fear. The Committee's report asserts that "[t]he Connecticut stature [sic] is very similar to the unamended version of this measure" but there are a number of seismic alterations:

1. SD1 requires applicants to submit an affidavit asserting that the applicant has already filed an application to legalize her status or will do so as soon as eligible. This invasive requirement would serve as a disincentive for undocumented individuals to apply for licensure.
2. SD1 no longer explicitly prohibits the examiner from requiring a letter from the Social Security Administration (SSA) confirming ineligibility of an applicant for a social security number. No state that has a two-tiered license system, when the second tier is for undocumented individual, requires that they present a no-number letter from the SSA, and for good reason. It takes a lot for undocumented individuals to trust a state government agency; having to deal with the SSA on top of that, when they are undocumented may place undue stress on them.
3. SD1 reduces the lifetime of the license to just three years. Originally, the limited purpose driver's license had the same expiration table as State's regular driver's license, i.e., eight years for those twenty-five-years-old and over; four years for those eight to twenty-four-year-old).
4. SD1 no longer includes language from the REAL ID Act which set forth the guidelines for satisfactory unique markings of the alternative license. The original provisions in SB 683 setting forth the unique marking requirements were aligned with federal law and were supported by our coalition, the Department of Transportation, the American Civil Liberties Union.
5. SD1 categorically bans convicted felons from applying for the limited purpose license, which we oppose.

6. Finally, SD 1 requires proof of residency and first and secondary proof of identity. Every applicant must supply at least one first proof of identity: either a foreign passport, consular ID, or consular report of birth in a foreign country. This is HUGE bc now only foreign-born or I suppose dual citizens will be able to apply for this license. Our bill will no longer be inclusive of citizen residents. This cuts out a large swath of potential beneficiaries of our original bill: domestic violence victims, elderly residents and people experiencing houselessness.

Amendments are not included herein simply because original SB 683 provides a full model of our desired changes. Thank you for the opportunity to provide testimony in support of SB 683 SD 1.

Mahalo,

Khara Jabola-Carolus



Pauahi Tower, Suite 2010  
1003 Bishop Street  
Honolulu, Hawaii 96813  
Telephone (808) 525-5877

**Alison H. Ueoka**  
Executive Director

## TESTIMONY OF ALISON UEOKA

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SENATE COMMITTEE ON JUDICIARY AND LABOR  
Senator Gilbert S.C. Keith-Agaran, Chair  
Senator Maile S.L. Shimabukuro, Vice Chair

Friday, February 27, 2015  
9:05 a.m.

### **SB 683, SD1**

Chair Keith-Agaran, Vice Chair Shimabukuro, and members of the Committee, my name is Alison Ueoka, Executive Director of the Hawaii Insurers Council. Hawaii Insurers Council is a non-profit trade association of property and casualty insurance companies licensed to do business in Hawaii. Member companies underwrite approximately thirty-six percent of all property and casualty insurance premiums in the state.

Hawaii Insurers Council offers comments on this bill. HIC does not object to the intent of the bill, which is to allow those persons an alternative way to obtain a driver's license.

We respectfully request the bill be amended to include a provision for a unique identifier on these types of driver's licenses in order to track data. One simple way to do that would be to change the letter identifier on the Hawaii driver license number without changing the number of fields.

Thank you for the opportunity to testify.

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [JDLTestimony](#)  
**Cc:**  
**Subject:** \*Submitted testimony for SB683 on Feb 27, 2015 09:05AM\*  
**Date:** Wednesday, February 25, 2015 1:34:24 PM

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**SB683**

Submitted on: 2/25/2015

Testimony for JDL on Feb 27, 2015 09:05AM in Conference Room 016

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Javier Mendez-Alvarez	Individual	Oppose	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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