

STAND. COM. REP. NO.

636

Honolulu, Hawaii

MAR 02 2017

RE: S.B. No. 332  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 332 entitled:

"A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC,"

begs leave to report as follows:

The purpose and intent of this measure is to prohibit a  
commissioned notary public from accepting a limited purpose  
driver's license for verification of identification.

Your Committee received testimony in support of this measure  
from the Association of Hawaii Notaries and one individual.

Your Committee finds that limited purpose driver's licenses  
are not compliant with the federal REAL ID Act, are not accepted  
for official federal purposes, and do not establish eligibility  
for employment, voter registration, or public benefits. According  
to testimony received by your Committee, because a limited purpose  
driver's license fails to comply with the REAL ID Act, there may  
be an increased potential for the use of fraudulent documentation  
to obtain this type of license.

Your Committee further finds that notaries public are public  
officers whose duties include protecting a transaction from fraud.  
Notaries public should be reasonably sure that the document they  
are using to verify a person's identity meets standards for  
issuance that are equal to the minimum federal standard. Since



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limited purpose driver's licenses have a lower standard for issuance than the standard required for a regular driver's license, this measure specifies that commissioned notaries are prohibited from accepting this type of license for purposes of identification verification.

Your Committee has amended this measure by inserting an effective date of January 7, 2059, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 332, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 332, S.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,

  
GILBERT S.C. KEITH-AGARAN, Chair



The Senate  
 Twenty-Ninth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 332</b>	Committee Referral: <b>CPH, JDL</b>	Date: <b>2/23/17</b>		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado				✓
THIELEN, Laura H.		✓		
<b>TOTAL</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes