

STAND. COM. REP. NO.

3071

Honolulu, Hawaii

MAR 22 2018

RE: H.B. No. 2349
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred H.B. No. 2349, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CITATIONS FOR MOTOR VEHICLE
REPAIR VIOLATIONS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Authorize the Regulated Industries Complaints Office to issue citations for specific violations of the motor vehicle repair laws; and
- (2) Establish a process for licensees in violation of motor vehicle repair laws to contest the citation for the assessment of fines for each violation.

Your Committee received testimony in support of this measure from the Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs and Motor Vehicle Repair Industry Board.

Your Committee finds that this measure expedites the Regulated Industries Complaints Office's enforcement of certain technical violations of the motor vehicle repair laws. Your Committee notes that the citation process established by this



measure is similar to previous citation processes established for technical violations of massage therapy laws and beauty culture laws. These recent citation laws have had a positive impact on the Regulated Industries Complaints Office's efforts to curb violations and ensure swift compliance by licensees and have enabled the Office to more effectively allocate its resources. Your Committee further finds that the enforcement mechanisms in this measure will also significantly enhance the Regulated Industries Complaints Office's ability to address technical violations of the motor vehicle repair licensing laws.

Your Committee has amended this measure by:

- (1) Clarifying that the ability to issue citations covers violations of rules adopted pursuant to chapters 437B and 91, Hawaii Revised Statutes, which is consistent with similar licensing provisions found elsewhere in the Hawaii Revised Statutes;
- (2) Changing its effective date to July 1, 2018; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2349, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2349, H.D. 1, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Commerce, Consumer
Protection, and Health,

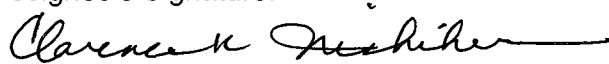


ROSALYN H. BAKER, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 2349 HD1	CPH, WAM	3/13/18		
<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
BAKER, Rosalyn H. (C)	/			
TOKUDA, Jill N. (VC)				/
CHANG, Stanley	/			
ESPERO, Will	/			
IHARA, Jr., Les	/			
NISHIHARA, Clarence K.	/			
RUDERMAN, Russell E.	/			
TOTAL	6			1
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes