



HAWAII FIRE FIGHTERS ASSOCIATION

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**THE HOUSE OF REPRESENTATIVES
THE TWENTY-NINTH LEGISLATURE
REGULAR SESSION OF 2018**

February 22, 2018

Committee on Judiciary

**Testimony By
Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO**

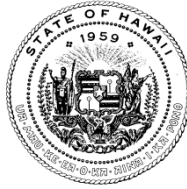
H.B. No. 2003 RELATING TO DRIVING WHILE INTOXICATED

The Hawaii Fire Fighters Association (HFFA), Local 1463, IAFF, AFL-CIO represents more than 1,900 professional active-duty and 800 retired fire fighters throughout the State of Hawaii. On behalf of our members, HFFA **supports H.B. No. 2003**, which allows permits that authorizes the defendant to operate an employer's vehicle during the period of license revocation to be supported by the employer's sworn statement attesting to the period of the specified assigned hours of work.

H.B. No. 2003 recognizes that not all occupations have work shift periods that are less than or equal to the twelve hours contained in Section 291E-61 of the Hawaii Revised Statutes and instead, opts to acknowledge that a work shift period may be longer than twelve hours via its proposed amendment of the inclusion language – "or the period of the specified assigned hours of work." This bill will allow an employee whose assigned hours of work exceeds twelve hours, under certain conditions, to remain on the job during the administrative license revocation process.

HFFA does not in any way condone driving while intoxicated and this bill does not affect other remaining provisions of the current administrative revocation process. The intent of this bill is simply to acknowledge that an assigned work shift period may be longer than twelve hours; its goal is to return employees to work when the other conditions of the process are met.

HFFA appreciates your Committee's favorable consideration of this measure and thank you for the opportunity to testify.



LATE

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IN REPLY REFER TO:

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February 22, 2018
2:00 p.m.
State Capitol, Room 325

H.B. 2003
RELATING TO DRIVING WHILE INTOXICATED

House Committee on Judiciary

The Department of Transportation (DOT) **supports with comments** H.B. 2003 relating to driving while intoxicated. This will allow permits that authorize the defendant to operate an employer's vehicle during the period of license revocation to be supported by the employer's sworn statement attesting to the period of the specified assigned hours of work that the defendant will drive the vehicle for purposes of employment.

To be able to drive a vehicle for work without an ignition interlock is a privilege and should not be abused under the employee driver permit (EDP). The proposed amendments in H.B. 2003 will only address one section of the law, Section 291E-61 HRS, pertaining to the courts and does not amend to another section of the law, Section 291E-44.5(d)(2) HRS, that issues the same permit by the administrative license revocation office. Section 291E-44.5(d)(2) HRS should also reflect the same amendment. The DOT recommends the added amendment, "or the period of the specified assigned hours of work," also be limited to twelve hours per day.

The DOT recommends passage of H.B. 2003 with the recommended changes as it will clarify the conditions in which a defendant or respondent may drive a work vehicle to keep their employment.

Thank you for the opportunity to provide testimony.