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10:30 a.m.
State Capitol, Room 423

**S.B. 1277, S.D. 2
RELATING TO MOTOR VEHICLE REGISTRATION.**

House Committee on Transportation

The Department of Transportation (DOT) **supports** S.B 1277, S.D. 2 and requests the following amendments:

DOT requests amending the "Out-of-Service order" definition to reflect the definition in the Code of Federal Regulations (CFR) in Section 1 to read as follows:

"Out-of-service order" means a declaration by an authorized enforcement officer of a [f]Federal, [s]State, Canadian, Mexican, or local jurisdiction that a driver, a commercial motor vehicle, or a motor carrier operation is out-of-service pursuant to 49 [~~Code of Federal Regulations~~] CFR 386.72, 392.5, 392.9a, 395.13, or 396.9, or compatible laws, or the North American [~~Uniform~~] Standard Out-of-Service Criteria.

Also amend the effective date in Section 5 to January 1, 2020.

The DOT Motor Carrier Safety Assistance Program (MCSAP) is funded through a federal grant from the Federal Motor Carrier Safety Administration (FMCSA). MCSAP eligible activities are covered by the FMCSA at 85 percent and the State covers the remaining 15 percent. MCSAP eligible activities include such highway safety activities as commercial motor vehicle inspections and compliance reviews.

The Performance Registration Information Systems Management (PRISM) is a federal program that identifies motor carriers that are under a Federal "out-of-service" order because those motor carriers have not corrected safety "deficiencies" noted in FMCSA compliance review investigations.

The Fixing America's Surface Transportation (FAST) Act that was passed in December of 2015 made PRISM mandatory for all States as a condition of receiving MCSAP grant funding. MCSAP recipients are required to "fully participate" or be "PRISM Equivalent" by October 1, 2020.

By restricting the registration renewals and initial registrations of motor carrier vehicles of any motor carrier who has an unresolved out-of-service order, as proposed in this measure, Hawaii will be "PRISM Equivalent" and continue to be able to receive MCSAP grant funding.

The grant funding will help ensure that motor carrier vehicles are safe to operate on Hawaii's roads thereby protecting our residents and visitors as they commute to their destinations.

Additionally, amending the effective date to January 1, 2020 is recommended as implementation of this bill will require computer programming / mainframe modifications by the City and County of Honolulu's Department of Information Technology.

Thank you for the opportunity to provide testimony.