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STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
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February 7, 2020
12:00 P.M.
State Capitol, Room 225

S. B. 2233
RELATING TO COMMERCIAL MOTOR VEHICLES

Senate Committee(s) on commerce, Consumer Protection, and Health

The Department of Transportation **supports** S.B. 2233 which will permanently disqualify from operating a commercial motor vehicle, individuals convicted of a felony involving a severe form of trafficking of persons while operating a commercial motor vehicle.

Effective September 23, 2019, FMCSA amended 49 CFR Parts 383 and 384 to permanently disqualify from driving a commercial motor vehicle, individuals convicted of a felony involving a severe form of trafficking of persons, as defined in 22 U.S.C. 7102(11) while operating a commercial motor vehicle. The amendments also mandate states to comply with the changes.

The amendment sets a deadline of three years from the effective date of September 23, 2019 for States to come into substantial compliance with the Act as required by [49 USC 31311\(a\)\(15\)](#) which reads, "The State shall disqualify an individual from operating a commercial motor vehicle for the same reasons and time periods for which the Secretary shall disqualify the individual under subsection (b) – (e), (i)(1)(A) and (i)(2) of section 31310."

This bill will put the State in substantial compliance with federal regulations.

To make it easier to see the definition in 22 U.S.C 7102(11) it is recommended that it be placed in the definitions section 286-2, HRS.

Thank you for the opportunity to provide testimony.



February 5, 2020

**TESTIMONY BEFORE THE SENATE COMMITTEES ON TRANSPORTATION,
AND ON COMMERCE, CONSUMER PROTECTION, AND HEALTH
ON SB 2233 RELATING TO COMMERCIAL MOTOR VEHICLES**

Aloha Chair Inouye, Chair Baker, and committee members. I am Gareth Sakakida Managing Director of the Hawaii Transportation Association (HTA) with 400 members involved with the commercial ground transportation industry.

HTA supports this bill as it permits the state to come into compliance with the current federal motor carrier safety regulations.

The motor carrier industry has undertaken its own training via Truckers Against Trafficking and the Busing On The Lookout programs.

Mahalo.