

STAND. COM. REP. NO. 114
Honolulu, Hawaii

RE: S.B. No. 764
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii
Sir:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 764 entitled:
"A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING,"

begs leave to report as follows:

The purpose and intent of this measure is to add a lifetime commercial driver's license disqualification for a commercial driver's license or commercial learner's permit holder who is convicted of a felony involving a severe form of trafficking in persons.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawaii Transportation Association, Hawaii Strategic Highway Safety Plan, and one individual.

Your Committee finds that recent Federal Motor Carrier Safety Administration rule changes permanently disqualify individuals who have been convicted of a felony involving severe forms of human trafficking from driving commercial motor vehicles. This measure further advances policies to combat human trafficking and will bring the State into substantial compliance with the federal regulations.

Your Committee has amended this measure by:

(1) Clarifying that the examiner of drivers shall permanently disqualify any person from driving a commercial motor vehicle for life with the possibility of reinstatement, if the person uses a commercial motor vehicle in the commission of a felony involving a severe form of trafficking in persons; and

(2) 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 and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 764, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 764, S.D. 1, and be referred to your Committee on Judiciary.

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

ROSALYN H. BAKER, Chair