

EXECUTIVE ORDER No. 16-02

ESTABLISHING THE HAWAII IMPAIRED DRIVING TASK FORCE

WHEREAS, the Hawaii Department of Transportation is operating under the Fixing America's Surface Transportation (FAST) Act, Public Law No. 114-94, for federal fiscal years 2016 through 2020;

WHEREAS, the FAST Act is the current transportation bill that authorizes federal funding for federal surface transportation programs that targets behavioral driving traffic safety issues such as Impaired Driving;

WHEREAS, the requirements enacted by the U.S. Congress and the National Highway Traffic Safety Administration (NHTSA) specify that in order to qualify for Impaired Driving Countermeasures Grant funding, states that have an average impaired driving fatality rate that is higher than 0.30 and lower than 0.60 are considered mid-range states and are required to establish and operate a statewide impaired driving task force to submit statewide impaired driving strategies each year;

WHEREAS, based on NHTSA's Fatality Analysis Reporting System data, Hawaii's average impaired driving fatality rate is 0.42 and, thus, classifies the state in the mid-range category;

WHEREAS, as a mid-range state, Hawaii must comply with the task force requirement to avoid jeopardizing the receipt of future federal funds;

WHEREAS, section 26-41, Hawaii Revised Statutes, authorizes the Governor of the State of Hawaii to establish temporary boards and commissions as the governor may deem necessary to gather information or furnish advice for the executive branch, and may prescribe their organization, functions and authority.

NOW, THEREFORE, I, DAVID Y. IGE, Governor of Hawaii, pursuant to the provisions of section 26-41, Hawaii Revised Statutes, do hereby establish a temporary group to be known as the HAWAII IMPAIRED DRIVING TASK FORCE, and further order as follows:

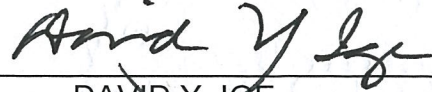
- (a) The purpose of the HAWAII IMPAIRED DRIVING TASK FORCE, pursuant to the FAST Act, is to submit an annual impaired driving plan to NHTSA on behalf of the executive branch that provides a comprehensive strategy for preventing and reducing impaired driving behavior in Hawaii.
- (b) The HAWAII IMPAIRED DRIVING TASK FORCE shall perform and conduct activities necessary to effectuate the purpose of this Executive Order.
- (c) The HAWAII IMPAIRED DRIVING TASK FORCE shall be comprised of the following voting members:
 - (1) The Director of Transportation or his or her designee;
 - (2) A representative from the Hawaii Department of Transportation's Highway Safety Section;
 - (3) A representative from each county police department and the Sheriff Division;
 - (4) A representative from each county prosecuting attorney office;
 - (5) A representative from The Judiciary's Administrative Driver's License Revocation Office;
 - (6) A representative from The Judiciary's Adult Client Services Branch.

When appropriate, pursuant to the FAST Act, stakeholders from the areas of driver licensing; data and traffic records; treatment and rehabilitation; public health; communication; alcohol beverage control; ignition interlock program; driver education; as well as representatives from government agencies and private sector organizations with an interest in impaired driving, may also be invited to participate but shall not be voting members. The voting members may conduct meetings in connection with the purposes of the HAWAII IMPAIRED DRIVING TASK FORCE and create groups with invited non-members as agreed by the HAWAII IMPAIRED DRIVING TASK FORCE.

- (d) The Director of Transportation or his or her designee shall serve as the Chairperson of the HAWAII IMPAIRED DRIVING TASK FORCE. The Chairperson shall select a Co-Chair to perform the functions of the Chairperson in the Chairperson's absence, create other groups and subordinate chairs, or form any subject matter groups.
- (e) The HAWAII IMPAIRED DRIVING TASK FORCE shall be convened, staffed and supported by the Hawaii Department of Transportation.
- (f) The members of the HAWAII IMPAIRED DRIVING TASK FORCE shall serve without compensation, and shall be entitled to reimbursement from the Hawaii Department of Transportation for necessary expenses while attending meetings under this Executive Order. Invited non-members may not be entitled to any compensation or reimbursement of expenses.
- (g) The HAWAII IMPAIRED DRIVING TASK FORCE meetings shall be subject to the Sunshine Law, part 1 of chapter 92, Hawaii Revised Statutes. A majority of the voting members to which the HAWAII IMPAIRED DRIVING TASK FORCE is entitled shall constitute a quorum to do business and validate any decision or act of the HAWAII IMPAIRED DRIVING TASK FORCE.
- (h) The HAWAII IMPAIRED DRIVING TASK FORCE may be terminated upon the cessation of Impaired Driving Countermeasures Grant funding; provided, however, that pursuant to section 26-41, Hawaii Revised Statutes, the HAWAII IMPAIRED DRIVING TASK FORCE shall not remain in existence for a term extending beyond the last day of the second regular session of the legislature after the date of its establishment or beyond the period required to receive federal grants-in-aid, whichever occurs later, unless extended by concurrent resolution of the legislature.

IN WITNESS WHEREOF, I have hereunto set my hand and caused
to be affixed the Great Seal of the State of Hawaii.

DONE at the State Capitol, Honolulu,
State of Hawaii; this 31st
day of May 2016.



DAVID Y. IGE
Governor of Hawaii

APPROVED AS TO FORM:



DOUGLAS S. CHIN
Attorney General