

DEPARTMENT OF TRANSPORTATION

Amendment and Compilation of Chapter 19-145
Hawaii Administrative Rules
November 10, 2009

SUMMARY

1. §19-145-1 is amended.
2. New §§19-145-2, 19-145-3, 19-145-4 and 19-145-5 are added.
3. Chapter 19-145 is compiled.

HAWAII ADMINISTRATIVE RULES

TITLE 19

DEPARTMENT OF TRANSPORTATION

SUBTITLE 5

MOTOR VEHICLE SAFETY OFFICE

CHAPTER 145

HAZARDOUS MATERIALS REGULATIONS

§19-145-1	Purpose
§19-145-2	Definitions
§19-145-3	Authority
§19-145-4	Incorporation by reference
§19-145-5	Applicability

§19-145-1 Purpose. The purpose of this chapter is to ensure that the State complies with the Hazardous Materials Regulations. [Eff 3/30/87; am 1/11/88; am 1/20/89; am and comp 12/8/90; am and comp 11/29/93; am and comp 8/5/04; am and comp 107, 171-173, 177, 178, and 180] **DEC 04 2009**

§19-145-2 Definitions. Unless the context clearly indicates otherwise, as used in this chapter: "Director" means the director of the state department of transportation.

"Hazardous Materials Regulations" means Title 49, Code of Federal Regulations, Parts 107, 171-173, 177, 178, and 180.

"State" means State of Hawaii. [Eff and

comp **DEC 0 4 2009**] (Auth: HRS §286-202) (Imp:
49 CFR Parts 107, 171-173, 177, 178, and 180)

§19-145-3 Authority. The director is authorized by section 286-202, Hawaii Revised Statutes, to adopt the Hazardous Materials Regulations. [Eff and comp **DEC 0 4 2009**] (Auth: HRS §286-202) (Imp: HRS §286-202)

§19-145-4 Incorporation by reference. The Hazardous Materials Regulations, as they existed on October 1, 2009, are hereby adopted and incorporated into this chapter. [Eff and comp **DEC 0 4 2009**] (Auth: HRS §286-202) (Imp: 49 CFR Parts 107, 171-173, 177, 178, and 180)

§19-145-5 Applicability. Provisions in the Hazardous Materials Regulations apply to inter-state and intra-state operations. [Eff and comp **DEC 0 4 2009**] (Auth: HRS §286-202) (Imp: 49 CFR Parts 107, 171-173, 177, 178, and 180)

DEPARTMENT OF TRANSPORTATION

Amendments to and compilation of Chapter 19-145, Hawaii Administrative Rules, on the Summary Page dated November 10, 2009, were adopted on November 10, 2009, following public hearings held on October 16, 19, 20, 21 and 22, 2009, after public notice was given in the Honolulu Star-Bulletin, Hawaii Tribune-Herald, West Hawaii Today, The Maui News and The Garden Island on September 1, 2009.

These amendments to and compilation of Chapter 19-145, Hawaii Administrative Rules, shall take effect ten days after filing with the Office of the Lieutenant Governor.



BRENNON T. MORIOKA
Director of Transportation

APPROVED:



LINDA LINGLE
Governor
State of Hawaii

Date: _____

Filed

APPROVED AS TO FORM:



Deputy Attorney General

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LIEUTENANT GOVERNOR'S
OFFICE