

Honolulu, Hawaii

Feb 16, 2007

RE: H.B. No. 1447

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1447 entitled:

"A BILL FOR AN ACT RELATING TO NOISE,"

begs leave to report as follows:

The purpose of the bill is to reduce excessive noise produced by motor vehicles and mopeds by:

- (1) Creating noise abatement restrictions in areas used for lodging for vehicles that emit noise exceeding 95 decibels;
- (2) Assessing fines for violations of noise restrictions;
- (3) Allowing for the impoundment of vehicles that violate the noise restrictions; and
- (4) Appropriating funds for a program to store impounded vehicles.

Several concerned individuals testified in support of this bill. Hawaii Transportation Association, PH Corporation, Specialty Equipment Market Association, Street Bikers United Hawaii, and many concerned individuals opposed this measure. The Judiciary offered comments.



547

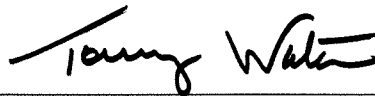
Your Committee finds that there is a need to establish some type of accurate noise testing procedure to achieve the objectives of this bill; and has concerns about the adequacy of establishing official designations such as stickers on vehicles to indicate compliance.

Your Committee has amended this bill by:

- (1) Changing the effective dates to July 1, 2051, and July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1447, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as H.B. No. 1447, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



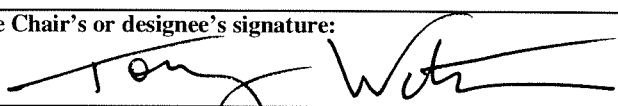
TOMMY WATERS, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR 563

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 1447		Date: 2/9/07		
Committee Referral: TRN, JUD, FIN		<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.		
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended <input checked="" type="checkbox"/> Pass, with amendments <input type="checkbox"/> Hold <input type="checkbox"/> Pass, with amendments, for recommittal for further consideration				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. WATERS, Tommy (C)	/			
2. OSHIRO, Blake K. (VC)	/			
3. CALDWELL, Kirk	/			
4. EVANS, Cindy	/			
5. GREEN, Josh, M.D.	/			
6. ITO, Ken				/
7. LUKE, Sylvia	/			
8. McKELVEY, Angus L.K.				/
9. MORITA, Hermina M.	/			
10. SONSON, Alex M.	/		/	
11. SOUKI, Joseph M.	/			
12. TSUJI, Clift	/			
13. YAMANE, Ryan I.	/			
14. YAMASHITA, Kyle T.	/			
15. MARUMOTO, Barbara C.	/			
16. PINE, Kymberly Marcos				/
17. THIELEN, Cynthia	/			
TOTAL	13		1	3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office				