

Honolulu, Hawaii

April 23 , 2007

RE: S.B. No. 1709
S.D. 1
H.D. 2
C.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

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

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 1709, S.D. 1, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO MOPEDS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to treat three-wheeled mopeds designed to carry a driver and a passenger seated side by side the same way as single driver mopeds except for the requirement that the driver sit astride and alone on the moped.

Your Committee finds that three-wheeled mopeds are increasingly common on the roadways. Three-wheeled mopeds are typically rented to tourists by moped rental companies. Current law does not allow these vehicles to be classified as a moped.

The intent of this measure is to allow three-wheeled mopeds that are designed to carry a passenger to operate on highways,



streets, and roadways in the same way as single driver mopeds except with regards to operating in bicycle lanes. Three-wheeled mopeds that are designed to carry a passenger are generally larger than single driver mopeds and present safety issues that may not be covered under existing laws that regulate single driver mopeds. This measure addresses those safety issues.

Your Committee on Conference has amended this measure by adopting the H.D. 2, and added language that clarifies that:

- (1) A driver of a three-wheeled moped is required to have bodily injury and property damage insurance; and
- (2) Are prohibited on bicycle lanes.


Your Committee on Conference also amended the effective date from July 1, 2112, to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1709, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1.

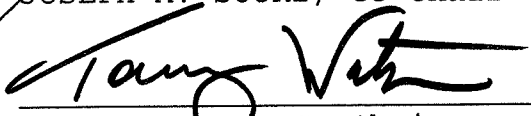
Respectfully submitted on behalf of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



 JOSEPH M. SOUKI, Co-Chair



 TOMMY WATERS, Co-Chair

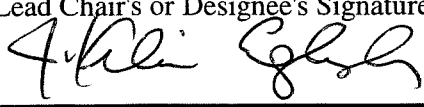
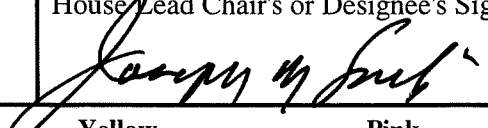


 J. KALANI ENGLISH, Chair



Hawaii State Legislature

**Record of Votes of a
Conference Committee**

| | | | | | | | | | | | |
|---|--|--|----|---|---|--|--------------------------------------|-------------|-------------------------------------|---|---|
| Bill / Concurrent Resolution No.: SB 1709, SD 1, HD 2 | | | | | Date/Time: <i>April 19, 2007 6:18 pm.</i> | | | | | | |
| <input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD). | | | | | | | | | | | |
| <input type="checkbox"/> The Committee is reconsidering its previous decision. | | | | | | | | | | | |
| <input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure | | | | | <input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure. | | | | | | |
| Senate Managers | | A | WR | N | E | House Managers | | A | WR | N | E |
| ENGLISH, J. Kalani, Chr. | | X | | | | SOUKI, Joseph M., Co-Chr. | | X | | | |
| TSUTSUI, Shan S. | | | | | X | WATERS, Tommy, Co-Chr. | | X | | | |
| GABBARD, Mike | | X | | | | CHING, Corinne W.L. | | | | | X |
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| TOTAL | | | | | | TOTAL | | | | | |
| A = Aye | | WR = Aye with Reservations | | | N = Nay | | | E = Excused | | | |
| Senate Recommendation is: | | | | | | House Recommendation is: | | | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | | | <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | | |
| Senate Lead Chair's or Designee's Signature: | | | | | | House Lead Chair's or Designee's Signature: | | | | | |
|  | | | | | |  | | | | | |
| Distribution: | | Original <i>File with Conference Committee Report</i> | | | Yellow <i>House Clerk's Office</i> | | Pink <i>Senate Clerk's Office</i> | | Goldenrod <i>Drafting Agency</i> | | |