

STAND. COM. REP. NO.

1359

Honolulu, Hawaii

March 22, 2007

RE: S.B. No. 1028

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

Sir:

Your Committee on Transportation, to which was referred S.B. No. 1028 entitled:

"A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF  
COMMERCIAL BICYCLE TOURS,"

begs leave to report as follows:

The purpose of this bill is to protect the health and safety of bicyclists and motorists by authorizing the counties to regulate both guided and unguided bicycle tour businesses operating on state and county highways, including adopting ordinances that regulate:

- (1) The number of tours;
- (2) The number of bicycles within a tour;
- (3) The scheduling of tours;
- (4) The physical spacing of tours;
- (5) The rules of the road;
- (6) Health and safety requirements;
- (7) Equipment maintenance;
- (8) Driver and guide qualifications;

SB1028 HSCR TRN HMS 2007-3111



- (9) Driver and guide drug testing;
- (10) Accident procedures and reporting; and
- (11) Financial responsibility requirements.

The Department of Transportation (DOT), Mayor of the County of Maui, Kula Community Association, and a concerned individual testified in support of this bill. Maui Downhill Bicycle Tours, Maui Bicycle Tour Association, Cruiser Phil's Volcano Riders, and Maui Mountain Cruisers testified in opposition to this measure.

Current laws do not regulate bicycle tours operating on state or county roadways. While your Committee notes that these tours provide a valuable service to Hawaii's tourism market, many safety and liability concerns have been raised by a number of individuals at both the State and county level. Allowing the counties to adopt ordinances that regulate the operations of these tours provides safety for both the bicyclist and the motorist using the public roadways.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1028 and recommends that it pass Second Reading and be referred to the Committee on Tourism & Culture.

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

  
\_\_\_\_\_  
JOSEPH M. SOUKI, Chair



