

Honolulu, Hawaii

MAR 01 2007

RE: S.B. No. 1028

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

Madam:

Your Committees on Intergovernmental and Military Affairs and Transportation and International Affairs and Economic Development and Taxation, to which was referred S.B. No. 1028 entitled:

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

beg leave to report as follows:

The purpose of this measure is to authorize the counties to regulate both guided and unguided commercial bicycle tour businesses on State and county highways.

Your Committees received testimony in support of this measure from the State of Hawaii, Department of Transportation; the Kula Community Association; the CKM Cultural Resources, LLC; the Kula Community Association Sub-Committee on Commercial Bicycle Tours; and one individual. Testimony in opposition to this measure was submitted by Maui Mountain Cruisers; Cruiser Phil's Volcano Riders; Maui Sunriders Bike Company; Maui Downhill Bicycle Tours; and Haleakala Bike Company.

Your Committees find that there have been many safety concerns expressed by the public regarding commercial bicycle tours. In certain areas of the State, the current volume of commercial bicycle tour operations, both guided and unguided, pose significant safety concerns for vehicles and bicycle traffic alike. The popularity of these tours has grown substantially over the years, as has the population in certain residential areas. This growth of sometimes competing interests has led to alleged incidents of volatile confrontations between commercial bicycle

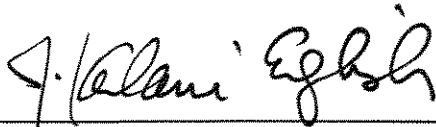


tour operators and residents, thereby exacerbating the safety issues raised by the public.

Your Committees further find that this measure addresses these concerns by permitting the council of any county in the State to adopt and provide for the enforcement of ordinances that will improve roadway safety where commercial bicycle tours are conducted. This measure is of particular significance in areas currently without laws or rules governing commercial bicycle tour operations on State and county highways.

As affirmed by the records of votes of the members of your Committees on Intergovernmental and Military Affairs and Transportation and International Affairs and Economic Development and Taxation that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1028 and recommend that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committees on Intergovernmental and Military Affairs and Transportation and International Affairs and Economic Development and Taxation,




J. KALANI ENGLISH, Chair

  
LORRAINE R. INOUE, Chair  
CAROL FUKUNAGA, Chair

The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii


**Record of Votes**  
**Committee on Intergovernmental and Military Affairs**  
**IGM**

Bill / Resolution No.:* <i>SB 7028</i>	Committee Referral: <i>IGM/TIA/EDT</i>	Date: <i>2/21/07</i>								
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____										
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313										
Members	Aye	Aye (WR)	Nay	Excused						
INOUE, Lorraine R. (C)	/									
TSUTSUI, Shan S. (VC)	/									
HEMMINGS, Fred				/						
<b>TOTAL</b>	<i>2</i>			<i>/</i>						
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted										
Chair's or Designee's Signature: 										
Distribution: <table style="width:100%; border:none;"> <tr> <td style="width:33%;">Original</td> <td style="width:33%;">Yellow</td> <td style="width:33%;">Pink</td> </tr> <tr> <td>File with Committee Report</td> <td>Clerk's Office</td> <td>Drafting Agency</td> </tr> </table>					Original	Yellow	Pink	File with Committee Report	Clerk's Office	Drafting Agency
Original	Yellow	Pink								
File with Committee Report	Clerk's Office	Drafting Agency								

\*Only one measure per Record of Votes

The Senate  
Twenty-Fourth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Transportation and International Affairs**  
**TIA**

Bill / Resolution No.:* <b>SB 1028</b>	Committee Referral: <b>IGM/TIA/EDT</b>	Date: <b>February 20, 2007</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
ENGLISH, J. Kalani (C)	✓			
INOUE, Lorraine R. (VC)	✓			
ESPERO, Will	✓			
HOOSER, Gary L.	✓			
TANIGUCHI, Brian T.				✓
TSUTSUI, Shan S.				✓
GABBARD, Mike	✓			
<b>TOTAL</b>	<b>5</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:             Original             Yellow             Pink File with Committee Report             Clerk's Office             Drafting Agency				

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The Senate  
Twenty-Fourth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Economic Development and Taxation**  
**EDT**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 1028	IGM/TIA/EDT	2/20/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
FUKUNAGA, Carol (C)	✓			
ESPERO, Will (VC)	✓			
ENGLISH, J. Kalani	✓			
IGE, David Y.				✓
SLOM, Sam				✓
<b>TOTAL</b>	<b>3</b>			<b>2</b>
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<i>Will Espero</i>				
Distribution:				
Original	Yellow	Pink		
File with Committee Report	Clerk's Office	Drafting Agency		

\*Only one measure per Record of Votes