

STAND. COM. REP. NO.

161

Honolulu, Hawaii

FEB 12 2007

RE: S.B. No. 827

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

Madam:

Your Committee on Transportation and International Affairs,
to which was referred S.B. No. 827 entitled:

"A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY
ENFORCEMENT,"

begs leave to report as follows:

The purpose of this measure is to cover motorcycles under the
State's motor vehicle express warranty enforcement law (lemon
law).

Your Committee received comments on this measure from the
Department of Commerce and Consumer Affairs (DCCA). Testimony in
opposition was received from the Hawaii Motorcycle Dealers
Association and Motorcycle Industry Council.

According to testimony of the DCCA, motorcycles are covered
in lemon laws in approximately eight states. The approximate
annual number of lemon law cases involving motorcycles in these
states range from three in Connecticut to thirteen in Texas. In
Hawaii, there have been only about three to four inquiries within
the last several years involving lemon law coverage of
motorcycles.

However, your Committee believes that in Hawaii there could
well be a significant number of lemon law type complaints
involving motorcycles that have gone unreported because
motorcycles are not covered. Your Committee recalls the oral
testimony of an individual who stated that he had to bring his new
motorcycle back to the dealership at least four times over a

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several month period for repair of a defect that would have been covered by the lemon law.

Testimony of the DCCA indicated that motorcycles can be easily accommodated into the lemon law without much more administrative burden.

As affirmed by the record of votes of the members of your Committee on Transportation and International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 827 and recommends that it pass Second Reading and be referred to the Committee on Commerce, Consumer Protection, and Affordable Housing.

Respectfully submitted on
behalf of the members of the
Committee on Transportation and
International Affairs,



J. KALANI ENGLISH, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Transportation and International Affairs
TIA

Bill / Resolution No.:* 827	Committee Referral: TIA, CPH	Date: 2/7/07		
<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
ENGLISH, J. Kalani (C)	✓			
INOUE, Lorraine R. (VC)				✓
ESPERO, Will	✓			
HOOSER, Gary L.	✓			
TANIGUCHI, Brian T.				✓
TSUTSUI, Shan S.	✓			
GABBARD, Mike				✓
TOTAL	4			3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Will Espo</div>				
Distribution: Original Yellow Pink File with Committee Report Clerk's Office Drafting Agency				

*Only one measure per Record of Votes