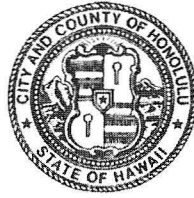


POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulu.org

MUFI HANNEMANN
MAYOR



BOISSE P. CORREA
CHIEF

PAUL D. PUTZULU
MICHAEL D. TUCKER
DEPUTY CHIEFS

OUR REFERENCE SD-LC

January 30, 2008

The Honorable Joseph M. Souki, Chair
and Members
Committee on Transportation
House of Representatives
State Capitol
Honolulu, Hawaii 96813

Dear Chair Souki and Members:

Subject: House Bill No. 2364, Relating to the Safety of Minors on All-Terrain Vehicles (ATV)

I am Captain Evan Ching of the Traffic Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD opposes House Bill No. 2364, relating to the safety of minors on all-terrain vehicles. This bill requires all minors to wear a safety helmet while operating ATVs.

Because of the safety issues in the bill, the HPD supports its intent. However, the bill is not clear because ATVs cannot be operated on public roadways. This would only apply to private property and the HPD is unable to enforce this violation on private property. We are uncertain if the state Department of Transportation will be able to regulate any activities on private property even if it is for the safety of operators. Lastly, this bill does not have any penalties associated with this new proposed section.

The HPD asks that your committee not pass House Bill No. 2364, as it would be difficult to enforce this law.

Thank you for the opportunity to testify.

Sincerely,


EVAN CHING, Captain
Traffic Division

APPROVED:


for: BOISSE P. CORREA
Chief of Police



THE QUEEN'S MEDICAL CENTER

1301 Punchbowl Street • Honolulu, Hawaii 96813 • Phone (808) 538-9011 • FAX: (808) 547-4646 • www.queens.org

Representative Joseph Souki, Chair
House Committee on Transportation

LIVE TESTIMONY

Wednesday, January 30, 2008
9:00 a.m.; Conference Room 309

RE: HB 2364 – Relating to the Safety of Minors on All-Terrain Vehicles

Chair Souki, Vice Chair Nishimoto and Members of the Committee:

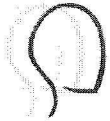
My name is Sally L. Jones, Trauma Coordinator at the Queen's Medical Center. Dr. Hao Chih Ho, Medical Director of Trauma Services, and I are testifying on behalf of the Trauma Service at The Queen's Medical Center in support of HB 2364, which mandates use of safety helmets by minors when riding all terrain vehicles.

While many recreational activities carry an element of risk, it is important to encourage the use of protective safety equipment, particularly in the case of minors.

The majority of severely injured children who come through our Intensive Care Unit suffer from head injuries. Sadly, many of these injuries result in life-long deficits and a good number of cases are entirely preventable. We would be remiss as a Trauma Service if we did not focus on the prevention of these injuries rather than just the treatment. Most physicians would agree that it is extremely difficult to treat a severely injured brain. On behalf of the Queen's Medical Center, we urge you to pass HB 2364 as Dr. Ho and our entire Trauma Service team strongly believe that too many children visit our Intensive Care Unit.

Thank you for opportunity to submit testimony on this important bill.

LATE TESTIMONY



BRAIN INJURY ASSOCIATION OF HAWAII

2201 Waimano Home Road, Bldg. E * Pearl City, Hawaii 96782

Tel. (808) 454-0699

STATE SENATE
COMMITTEE ON TRANSPORTATION
AND GOVERNMENT OPERATIONS
FEBRUARY 11, 2005, 1:30 pm
STATE CAPITOL, CONF. RM. 224

HB 2364 Testimony in support of
~~SB 48~~, Relating to the Use of Safety Helmets by Minors

TO COMMITTEE CHAIR LORRAINE INOUE, VICE CHAIR WILL ESPERO, AND
MEMBERS OF THE COMMITTEE:

The Brain Injury Association of Hawaii (BIA-HI) strongly supports ^{HB 2364}~~SB 48~~, which requires persons under 18 years of age to wear helmets when operating motorcycles, motor scooters, mopeds, or when riding bicycles.

Brain injury changes not only the life of the individual completely, but the lives of his/her family members as well. Depending on what part of the brain gets injured, the individual may suffer physical, cognitive or behavioral problems, and what is so sad about it is that very few affordable rehabilitative services are available in Hawaii for the survivors after the initial acute care phase.

The best cure for brain injury is PREVENTION. According to statistics gathered by the Brain Injury Association of America, a child is four times more likely to be seriously injured in a bicycle crash than to be kidnapped by a stranger. A single motorcyclist who sustains a brain injury can cost the state more than \$2 million for care and support services over a lifetime. Please, please do not wait until more Hawaii keikis get seriously injured in bicycle, moped or motorcycle accidents. Wearing a helmet can make a big difference. Research studies have shown that the use of helmets reduces the risk of brain injuries by 88%.

As current President of the Brain Injury Association of Hawaii, I urge you to pass this bill. It will help save lives as well as reduce the number of brain injuries related to crashes.

Respectfully Submitted,

Mary E. Wilson
President, BIA-HI

HOUSE OF REPRESENTATIVES
COMMITTEE ON TRANSPORTATION

State Capitol, Conf. Rm. 309
January 30, 2008, 9:00 am

LATE TESTIMONY

Testimony in support of
HB 2364, Relating to the Safety of Minors on All-Terrain Vehicles

COMMITTEE CHAIR, REP. JOSEPH SOUKI, VICE CHAIR, REP. SCOTT NISHIMOTO, and
MEMBERS OF THE COMMITTEE:

My name is Lyna Burian, and I am offering written testimony in support of HB 2364, which
mandates use of safety helmets by minors when riding all-terrain vehicles.

My son, Albert, sustained a traumatic brain injury a little over fifteen years ago, when he was just
sixteen. Since then, we have met a number of people who sustained brain injuries from accidents
involving similar types of vehicles, such as bicycles, mopeds, motorcycles, etc. They were not
wearing helmets at the time of their accidents.

Brain injury changes not only the life of the individual completely, but the lives of his/her family
members as well. Depending on what part of the brain gets injured, the individual may suffer
physical, cognitive or behavioral problems, and what is so sad about it is that very few affordable
rehabilitative services are available in Hawaii for the survivors after the initial acute care phase.

The best cure for brain injury is PREVENTION. According to statistics gathered by the Brain
Injury Association of America, a child is four times more likely to be seriously injured in a
bicycle crash than to be kidnapped by a stranger. A single motorcyclist, who sustains a brain
injury, can cost the state more than \$2 million for care and support services over a lifetime.
Please do not wait until Hawaii's keikis get seriously injured in all-terrain vehicle accidents.
Wearing a helmet can make a big difference. Research studies have shown that the use of
helmets reduces the risk of brain injuries by 88%.

I strongly urge you to support and pass this bill. It will help save lives. It will help reduce the
number of brain injuries in Hawaii. Thank you very much for this opportunity to give this
testimony.

Sincerely,

Lyna O. Burian
Parent of a TBI Survivor
1515 Nuuanu Avenue, #40
Honolulu, Hawaii 96817