

Honolulu, Hawaii

Feb 4, 2010

RE: H.B. No. 2297
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Transportation, to which was referred H.B. No. 2297 entitled:

"A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SUN SCREENING DEVICES,"

begs leave to report as follows:

The purpose of this bill is to allow for the installation of transparent window sun screening devices on a vehicle's windshield that will reduce heat and protect a vehicle's interior without jeopardizing public safety.

The Hawaii Business League and T&T Tinting Specialists, Inc., testified in support of this bill. K&Y Auto Service testified in opposition to this measure. The Department of Customer Services (DCS) of the City and County of Honolulu provided comments.

When the current law in Hawaii regarding the installation of sun screening devices (more commonly known as window tint) on the windows of motor vehicles was enacted, it provided that only the upper four inches of the front windshield could be tinted. This was considered a safety measure for law enforcement and also a means of preserving visibility for the driver. Since that time, however, new technology has been developed that includes a clear window film which screens out 50 percent of the heat but does not reduce light transmittance. Therefore, allowing for installation of this clear "tint" will not affect public safety.



However, your Committee understands the concerns raised by DCS that as currently written, the exemption may be misinterpreted and applied to the sun-screening materials itself rather than when it is applied to the vehicle. Accordingly, your Committee has amended this bill by clarifying that the exemption for the installation of transparent window sun screening devices on a vehicles windshield applies to transparent sun screening materials that meet the requirements of the Federal Motor Vehicle Safety Standard 205 when applied to the AS-1 portion of the windshield.

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 H.B. No. 2297, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2297, H.D. 1, and be referred to the Committees on Judiciary and Consumer Protection & Commerce.

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



JOSEPH M. SOUKI, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 91

Record of Votes of the Committee on Transportation

Bill/Resolution No.: HB 2297	Committee Referral: TRN, JUD/CPC	Date: 2/01/2010		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
TRN Members	Ayes	Ayes (WR)	Nays	Excused
1. SOUKI, Joseph M. (C)	/			
2. AWANA, Karen Leinani (VC)	/			
3. AQUINO, Henry J.C.	/			
4. HANOHANO, Faye P.	/			
5. KEITH-AGARAN, Gilbert S.C.	/			
6. LEE, Marilyn B.	/			
7. NAKASHIMA, Mark M.	/			
8. RHOADS, Karl	/			
9. SAIKI, Scott K.	/			
10. TAKUMI, Roy M.	/			
11. YAMASHITA, Kyle T.	/			
12. PINE, Kymberly Marcos	/			
TOTAL (12)	12	0	0	0
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: <i>Karen Awana</i>				
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