

Honolulu, Hawaii

FEB 20 2009

RE: S.B. No. 1064

S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam:

Your Committee on Transportation, International and Intergovernmental Affairs, to which was referred S.B. No. 1064 entitled:

"A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY,"

begs leave to report as follows:

The purpose of this measure is to prohibit the sale of any new tire that was manufactured six years prior to the date of the sale of the tire.

This measure applies to sales by any:

- (1) Business selling tires, whether selling tires exclusively or with other merchandise;
- (2) New or used motor vehicle dealer; or
- (3) Gasoline dealer, dealer retail station, or independent retail station, as defined by law.

A fine of not more than \$1,000 for each tire sold in violation of this measure is provided.

Your Committee received testimony in support of this measure from two individuals. Written testimony presented to the Committee may be reviewed on the Legislature's website.



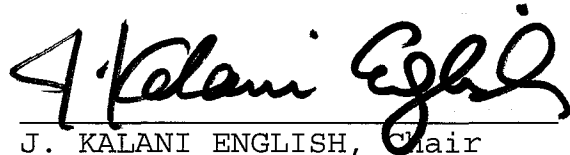
News reports indicate that tires from four to fourteen years old were being sold by retailers and tire stores, which prompted the National Highway Traffic Safety Administration to issue a consumer advisory warning in 2008 to warn motorists that out-of-date tires, seemingly new, can lead to catastrophic failure.

Your Committee finds that Hawaii's roads and highways, with frequent stop and go traffic and hot asphalt or concrete, are particularly harsh on tire wear and tear. The imposition of a tire expiration date will prevent the sale of out-of-date tires, thus promoting motor vehicle safety on Hawaii roads and highways statewide.

Your Committee has amended this measure by changing the penalty for a violation to \$100.

As affirmed by the record of votes of the members of your Committee on Transportation, International and Intergovernmental Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1064, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1064, S.D. 1, and be referred to the Committee on Judiciary and Government Operations.

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




J. KALANI ENGLISH, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Transportation, International and Intergovernmental Affairs
TIA

Bill / Resolution No.:* SB 1064	Committee Referral: TIA, JGO	Date: 2-18-09		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" 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)	✓			
GABBARD, Mike (VC)	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam			✓	
TOTAL	4	—	1	—
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes