

Honolulu, Hawaii

March 12, 2010

RE: S.B. No. 2375
S.D. 1
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 S.B. No. 2375, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HIGHWAYS,"

begs leave to report as follows:

The purpose of this bill is to eliminate distractions to drivers and increase traffic safety by prohibiting vending on any scenic lookout, pull-off, or turnaround area of a public highway.

The Department of Transportation testified in support of this bill. The Department of Land and Natural Resources (DLNR) provided comments.

Vending along highways often causes traffic congestion and may pose a traffic hazard depending on the situation. Similarly, vending along scenic lookouts, pull-offs, or turnaround areas of a public highway also raise traffic safety concerns. Prohibiting vending in these areas will go a long way to improving highway safety.

However, your Committee notes that, according to DLNR, while it does issue permits for vending at some scenic lookouts under its jurisdiction, DLNR does not have jurisdiction over all of the scenic lookouts throughout the state. In these situations, another management agency may have jurisdiction over the scenic area and issue permits for vending at that particular location.


SB2375 HD1 HSCR TRN HMS 2010-2437



Accordingly, your Committee has amended this measure by deleting language specifying DLNR as the issuing agency for permits allowing vending at a scenic lookout.

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 S.B. No. 2375, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2375, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

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



JOSEPH M. SOUKI, Chair



