

STAND. COM. REP. NO.

2112

Honolulu, Hawaii

FEB - 9 2010

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

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Madam:

Your Committees on Transportation, International and Intergovernmental Affairs and Water, Land, Agriculture, and Hawaiian Affairs, to which was referred S.B. No. 2375 entitled:

"A BILL FOR AN ACT RELATING TO HIGHWAYS,"

beg leave to report as follows:

The purpose of this measure is to prohibit vending activities at scenic lookouts that create or are in reckless disregard of creating a hazardous condition or a public nuisance.

Your Committees received testimony in support of this measure from the Departments of Land and Natural Resources and Transportation; Maui Prosecuting Attorney; Maui Police Department; and the Outdoor Circle. Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees find that vending activities at scenic lookouts may create a menacing traffic congestion situation just as it does for vending along highways. However, your Committees have been informed that current practices allow vending at scenic lookouts if the vendor has a permit issued by the Department of Land and Natural Resources.

Your Committees have amended this measure to clarify that vending at scenic lookouts is permissible pursuant to a permit issued by the Department of Land and Natural Resources.



As affirmed by the records of votes of the members of your Committees on Transportation, International and Intergovernmental Affairs and Water, Land, Agriculture, and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2375, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2375, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committees on Transportation, International and Intergovernmental Affairs and Water, Land, Agriculture, and Hawaiian Affairs,

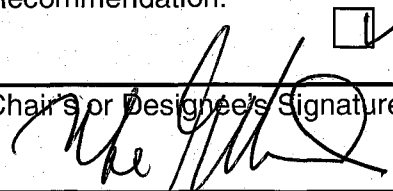
  
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CLAYTON HEE, Chair

  
\_\_\_\_\_  
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.:*	Committee Referral:	Date:		
SB2375	TIA/WTL	2-3-10		
<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				✓
<b>TOTAL</b>	4	—	—	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
<b>Distribution:</b>				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

\*Only one measure per Record of Votes

