

Honolulu, Hawaii

March 2, 2012

RE: H.B. No. 2277
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2277 entitled:

"A BILL FOR AN ACT RELATING TO ALL-TERRAIN VEHICLES,"

begs leave to report as follows:

The purpose of this measure is to enhance the health and safety of all-terrain vehicle riders, especially those under the age of sixteen.

The American College of Surgeons, ThinkFirst Hawaii, and several concerned individuals testified in support of this measure. The Department of Land and Natural Resources; Department of Business, Economic Development, and Tourism; Honolulu Police Department; Department of Health, and Maui Police Department provided testimony in support with amendments. The Specialty Vehicle Institute of America; American Motorcyclist Association; Hawaii Motorcycle Dealer Association; Hawaii Cattlemen's Council, Inc.; Maui Cattlemen's Association; McCandless Ranch; Ponoholo Ranch, Ltd.; and a plethora of concerned individuals testified in opposition. The Department of the Prosecuting Attorney of the City and County of Honolulu, and Hawaii Farm Bureau Federation provided comments.



Your Committee has amended this measure by deleting its contents and:

- (1) Inserting the contents of H.B. No. 18, H.D.1, relating to All-Terrain Vehicles, which your Committee previously heard and passed with amendments, during the 2011 Regular Session;
- (2) Changing the age restriction to operate an all-terrain vehicle, from six to eight years old; and
- (3) Inserting exemptions for:
 - (A) Law enforcement and government personnel;
 - (B) Persons engaging in bona fide agricultural activities; and
 - (C) Persons in authorized or certified film productions.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2277, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2277, H.D. 1.

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


GILBERT KEITH-AGARAN, Chair



