

Honolulu, Hawaii

March 2, 2012

RE: H.B. No. 2760  
H.D. 2

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. 2760, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY,"

begs leave to report as follows:

The purpose of this measure is to promote highway safety by:

- (1) Prohibiting mopeds from driving in a bicycle lane and bicycle path; and
- (2) Requiring the posting of signs prohibiting mopeds to be placed along bicycle lanes.

Maui Bicycle Alliance; Kauai Path, Inc.; Hawaii Bicycling League; and a concerned individual supported this measure. The Department of Transportation and four members of the County of Maui County Council provided comments.

Your Committee has amended this measure by:

- (1) Inserting language that prohibits the use of a mobile electronic device while operating a motor vehicle or commercial motor vehicle and providing penalties;
- (2) Changing its effective date to January 7, 2059, to encourage further discussion; and



- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 2760, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2760, H.D. 2.

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

  
\_\_\_\_\_  
GILBERT KEITH-AGARAN Chair



State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

HSCR 918-12

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 2760 HD1	Committee Referral: TRN, JUD	Date: 2/23/12		
<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)				
<b>JUD Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
1. KEITH-AGARAN, Gilbert S.C. (C)	✓			
2. RHOADS, Karl (VC)	✓			
3. BROWER, Tom				✓
4. CABANILLA, Rida T.R.	✓			
5. CARROLL, Mele	✓			
6. COFFMAN, Denny				✓
7. HERKES, Robert N.				✓
8. ITO, Ken	✓			
9. LUKE, Sylvia				✓
10. McKELVEY, Angus L.K.	✓			
11. SOUKI, Joseph M.	✓			
12. TSUJI, Clift	✓			
13. FONTAINE, George R.	✓			
14. MARUMOTO, Barbara C.				✓
15. THIELEN, Cynthia	✓			
<b>TOTAL (15)</b>	10	0	0	5
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ committee acronym(s) did not support recommendation.				
Vice Chair's or designee's signature: <u>Hal Rhoads</u>				
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