

Honolulu, Hawaii

APR 07 2015

RE: H.B. No. 715
H.D. 1
S.D. 2

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Commerce and Consumer Protection, to which was referred H.B. No. 715, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LOW-SPEED ELECTRIC BICYCLES,"

begs leave to report as follows:

The purpose and intent of this measure is to include low-speed electric bicycles in the definition of "bicycle" for purposes of county vehicular taxes, highway safety laws, statewide traffic code, and bicycle laws.

Your Committee received testimony in support of this measure from the Department of Transportation, City and County of Honolulu Department of Transportation Services, Ebikes Hawaii, Bicycle Product Suppliers Association, PeopleForBikes, Pedego Electric Bikes Maui, four individuals, and several form letters.

Your Committee finds that electric bicycles are becoming an increasingly important form of transportation and a more significant component of the bicycle industry. This measure is intended to statutorily recognize that electric bicycles are a type of bicycle and subject to the same laws as other bicycles.

Your Committee understands the concern regarding the use of low-speed electric bicycles on sidewalks and notes that the speed of these electric bicycles may pose a potential safety hazard when used on sidewalks in areas where there are pedestrians and other non-motorized users.

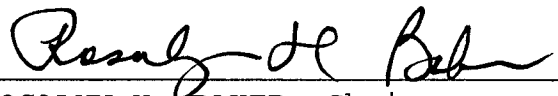


Accordingly, your Committee has amended this measure by:

- (1) Excluding low-speed electric bicycles from the definitions of: "moped" in chapters 249, 286, and 291C, Hawaii Revised Statutes; "motor vehicle" in chapters 249, 286, and 291C, Hawaii Revised Statutes; and "vehicle" in chapters 249 and 286, Hawaii Revised Statutes;
- (2) Specifying that low-speed electric bicycle riding is prohibited on all sidewalks; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 715, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 715, H.D. 1, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Commerce and
Consumer Protection,



ROSALYN H. BAKER, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

| | | | | |
|---|---|---------------------------------------|---------------------|---------|
| Bill / Resolution No.:* | Committee Referral: | Date: | | |
| HB715 HD1 SD1 | TRA, CPN | 4-1-15 | | |
| <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 |
| BAKER, Rosalyn H. (C) | ✓ | | | |
| TANIGUCHI, Brian T. (VC) | | | | ✓ |
| KAHELE, Gilbert | ✓ | | | |
| KIDANI, Michelle N. | ✓ | | | |
| NISHIHARA, Clarence K. | ✓ | | | |
| WAKAI, Glenn | ✓ | | | |
| SLOM, Sam | | | | ✓ |
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| TOTAL | 5 | | | 2 |
| Recommendation: | | | | |
| <input checked="" type="checkbox"/> Adopted | | <input type="checkbox"/> Not Adopted | | |
| Chair's or Designee's Signature: | | | | |
| <i>Michelle N. Kidani</i> | | | | |
| Distribution: | | | | |
| Original | Yellow | Pink | Goldenrod | |
| File with Committee Report | Clerk's Office | Drafting Agency | Committee File Copy | |

*Only one measure per Record of Votes