

STAND. COM. REP. NO.

794

Honolulu, Hawaii

MAR 03 2017

RE: S.B. No. 1258
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred S.B. No. 1258 entitled:

"A BILL FOR AN ACT RELATING TO TRANSPORTATION,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish requirements for operating an autocycle; and
- (2) Define "autocycle".

Your Committee received testimony in support of this measure
from the Department of Transportation. Your Committee received
comments on this measure from Polaris.

Your Committee finds that a significant number of states have
developed definitions for the treatment of autocycles, a newer
type of vehicle composed of three wheels and non-traditional
seating that is manufactured to federal motorcycle safety
standards. However, existing Hawaii law does not allow for the
registration of these unique vehicles. Accordingly, this measure
requires autocycles to be registered as motor vehicles, requires
operators of autocycles to possess a valid driver's license, and
establishes a definition for autocycle.



Your Committee notes that an autocycle has handling and operating characteristics that are more in line with a motor vehicle, rather than a motorcycle. As such, an amendment to this measure is necessary to clarify that a valid type 3 license (relating to passenger motor vehicles) is required to operate an autocycle. Your Committee has also heard testimony that most autocycles do not meet the federal Motor Vehicle Safety Standards for passenger motor vehicles. Amendments to this measure are therefore necessary to incorporate certain consumer protection requirements for the registration and operation of autocycles in Hawaii.

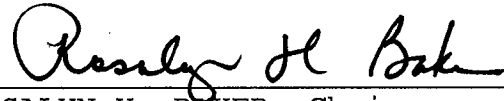
Your Committee has amended this measure by:

- (1) Clarifying that a valid type 3 driver's license is required for operation of an autocycle;
- (2) Requiring occupants in an autocycle not equipped with a front windshield to use eye protection;
- (3) Requiring occupants in an autocycle to comply with mandatory seat belt requirements;
- (4) Requiring all dealers, sellers, lessors, and rental agencies to disclose certain information, as applicable, relating to autocycles and the federal Motor Vehicle Safety Standards for passenger motor vehicles;
- (5) Amending the definition of "autocycle";
- (6) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (7) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1258, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1258, S.D. 1.



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



ROSALYN H. BAKER, Chair



