

Honolulu, Hawaii

FEB 13 2019

RE: S.B. No. 824
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Transportation, to which was referred S.B. No. 824 entitled:

"A BILL FOR AN ACT RELATING TO RENTALS OF MOPEDS AND MOTOR SCOOTERS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Prohibit operating a moped or motor scooter from any rental company unless a person wears a safety helmet; provided that the prohibition does not apply if a person has a valid license from any state to operate a motorcycle; and
- (2) Prohibit the rental of any moped or motor scooter with an aftermarket modification to its motor.

Your Committee received testimony in support of this measure from the Department of Transportation and seventy-two individuals. Your Committee received testimony in opposition to this measure from the Street Bikers United Hawaii.

Your Committee finds that from 2016 to 2018, there were 23 motor scooter and moped operator fatalities, and of the 23 fatalities, 22 operators were not wearing helmets. Wearing a helmet while operating a moped, powered scooter, or other



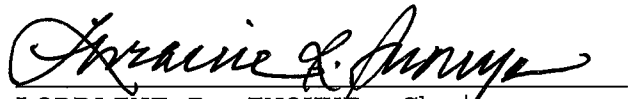
motorized cycle decreases fatalities and serious injuries. Your Committee notes that according to the Hawaii Injury Prevention Plan for 2012-2017, published by the Department of Health and the Emergency Services and Injury Prevention System Branch, properly worn helmets can reduce the risk of death by 42 percent and the risk of a head injury by 69 percent. This measure would require anyone who rents or leases a motor scooter or moped to wear a helmet and will help to reduce the amount of motor scooter and moped related fatalities.

Your Committee has amended this measure by:

- (1) Specifying that rental companies are required to provide helmets to any person renting a motor scooter or moped unless that person provides their own safety helmet; and
- (2) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 824, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 824, S.D. 1, and be referred to your Committees on Commerce, Consumer Protection, and Health and Judiciary.

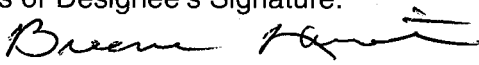
Respectfully submitted on
behalf of the members of the
Committee on Transportation,


LORRAINE R. INOUE, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Transportation
TRS

Bill / Resolution No.:* <i>SB 824</i>	Committee Referral: <i>TRS, CPH/JDC</i>	Date: <i>2/6/19</i>		
<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
INOUYE, Lorraine R. (C)	✓			
HARIMOTO, Breene (VC)	✓			
ENGLISH, J. Kalani	✓			
SHIMABUKURO, Maile S.L.	✓			
FEVELLA, Kurt	✓			
TOTAL	5			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes