STAND. COM. REP. NO. 1847

Honolulu, Hawaii

, 2021

APR 0 9

RE: S.B. No. 615

> S.D. 1 H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred S.B. No. 615, S.D. 1, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this measure is to:

- (1) Amend the definition of "motor scooter" under the Hawaii Highway Safety Act and the Statewide Traffic Code;
- (2) Require all moped and motor scooter rental companies to ensure the rider wears a safety helmet supplied either by the company or the renter, except for riders with a motorcycle license; and
- (3) Prohibit the rental of any moped or motor scooter with aftermarket modifications.

Your Committee received testimony in support of this measure from the Department of Transportation, Honolulu Police Department, and numerous individuals. Your Committee received comments on this measure from AAA Hawaii.

Your Committee finds that wearing a helmet while operating a moped, powered scooter, or other motorized cycle decreases fatalities and serious injuries. According to the Hawaii Injury Prevention Plan for 2012-2017, published by the Emergency Medical Services and Injury Prevention System Branch of the Department of Health, properly worn helmets prevent deaths and brain injuries. Your Committee further finds that helmets reduce the risk of death by forty-two percent and the risk of a head injury by sixty-nine percent. This measure will require certain moped and motor scooter operators to wear helmets, thereby mitigating fatalities and traumatic brain injuries on Hawaii's roadways and ensuring the safety of residents and visitors.

Your Committee has amended this measure by:

- (1) Prohibiting persons from leasing or renting a moped or motor scooter to another person unless the moped or motor scooter is equipped with a flag; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 615, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 615, S.D. 1, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Judiciary & Hawaiian Affairs,

MARK M. NAKASHIMA, Chair

State of Hawaii House of Representatives The Thirty-first Legislature



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

SB 615, SDI, HDI TRN	Referral:	Date:	4-6-	2 l
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)				
2. MATAYOSHI, Scot Z. (VC)				
2 ICHIYAMA Lindo				
3. ICHIYAMA, Linda				
4. KOBAYASHI, Dale T.	./			
5. LoPRESTI, Matthew S.				
6. LOWEN, Nicole E.	V			
7. McKELVEY, Angus L.K.				
8. NAKAMURA, Nadine K.		Ent to divinguish a second second		
9. TAKUMI, Roy M.			The first the first section contact the section of	
10. TODD, Chris			Allega en	
			<u> </u>	
11. TOKIOKA, James Kunane				
12. WARD, Gene				
12. Williams, Gone				
			<u> </u>	10
TOTAL (12)			Q	\square
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				