

STAND. COM. REP. NO. 2849

Honolulu, Hawaii

**MAR 04 2022**

RE: S.B. No. 2124  
S.D. 2

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committees on Commerce and Consumer Protection and  
Judiciary, to which was referred S.B. No. 2124, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO NOISE CONTROL,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Enhance the control of low-frequency noise emitted from establishments regulated by county liquor commissions by setting a maximum permissible noise level in dBC measurements;
- (2) Clarify that emission of noise that exceeds the maximum permissible noise level constitutes a noise violation;
- (3) Allow noise violations to be enforced by summons or citation issued by law enforcement officers;
- (4) Allow county liquor commissions to adopt rules to issue fines for noise violations; and
- (5) Allow county liquor commissions to take certain remedial actions with respect to violations of noise laws.

Your Committees received testimony in support of this measure from the Chinatown Gateway Plaza Tenant Association and five



individuals. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that all citizens have a right to a healthful and peaceful environment. Your Committees further find that quiet is an increasingly rare commodity and is constantly under siege from a wide range of sources. One source of excessive noise pollution is business establishments that serve alcohol, such as restaurants, bars, and night clubs that are in close proximity to residential areas. Accordingly, this measure will promote the health and well-being of all members of the public by establishing a comprehensive regulatory and enforcement scheme for noise pollution emitted by establishments that are subject to regulation by a county liquor commission.

Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2124, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 2124, S.D. 2.

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



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KARL RHOADS, Chair



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ROSALYN H. BAKER, Chair





The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary**  
**JDC**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2124, SDI	GVO/HTH, CPN/JDC	03-01-22		
<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
RHOADS, Karl (C)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt		✓		
<b>TOTAL</b>	6	1	-	-
Recommendation:				
<input checked="" type="checkbox"/> Adopted				
<input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
<b>Distribution:</b>				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

\*Only one measure per Record of Votes