

STAND. COM. REP. NO.

1122

Honolulu, Hawaii

MAR 03 2023

RE: S.B. No. 1418
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred S.B. No. 1418, S.D. 1, entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish a person's conduct that produces, or causes to be produced, noise exceeding a certain decibel level during night time hours in any area zoned as residential or mixed-use residential as unreasonable noise that constitutes the offense of disorderly conduct; and
- (2) Appropriate funds for enforcement.

Your Committees received testimony in support of this measure from the Department of Health, Waikiki Neighborhood Board No. 9, and eleven individuals. Your Committees received testimony in opposition to this measure from the Honolulu Police Department, UNITE Here Local 5, and one individual.

Your Committees find that Waikiki and similarly boisterous and densely populated areas in the State are plagued by excessive noise pollution from noisy, backfiring mufflers and amplified loud music from cars, motorcycles, and mopeds. Your Committees further find that residents in these areas who were once able to sleep



soundly through the night with their windows open to allow for cooling winds, must now keep their windows closed to minimize excessive street noise with some resorting to buying air conditioning units and noise-cancelling headphones to ensure a restful and undisturbed sleep. This measure seeks to improve the health and quality of life for residents living in the State's urban areas by restricting unreasonable noise exceeding a specified level during night time hours in any area zoned as residential or mixed-use residential zoned.

Your Committees have amended this measure by changing the noise restriction time period from 7:00 p.m. to 7:00 a.m., to 10:00 p.m. to 6:00 a.m.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1418, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 1418, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,

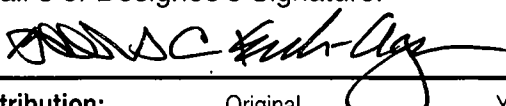

DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SBI418 SD1	Committee Referral: HHS, JDC/WAM	Date: 3/3/23		
<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
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
AQUINO, Henry J.C.	X			
DECOITE, Lynn	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
KIM, Donna Mercado	X			
LEE, Chris	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt				X
TOTAL	12			1
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