

Honolulu, Hawaii

April 26, 2007

RE: H.B. No. 349
S.D. 1
C.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 349, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to protect the health and safety of bicyclists and motorists by:

- (1) Authorizing each county to adopt and enforce ordinances regulating both guided and unguided bicycle tour businesses operating on state and county highways; and
- (2) Requiring each county to follow federal guidelines for commercial bicycle tours when those tours begin in federal or state parks and continue on to state highways.



Current laws do not regulate bicycle tours operating on state or county roadways. While these tours provide a valuable service to Hawaii's tourism market, many safety and liability concerns have been raised by a number of individuals at both the state and county level. Allowing each county to adopt ordinances that regulate the operations of these tours provides safety for both the bicyclist and the motorist using public roadways.

Your Committee on Conference has amended this bill by:

- (1) Changing its effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 349, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 349, S.D. 1, C.D. 1.

Respectfully submitted on behalf
of the managers:

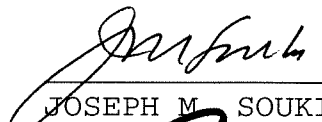
ON THE PART OF THE SENATE

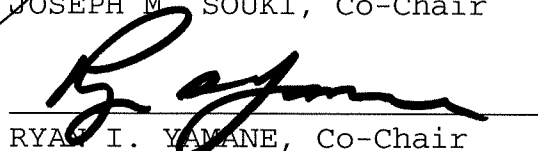
ON THE PART OF THE HOUSE


LORRAINE R. INOUE, Chair


J. KALANI ENGLISH, Co-Chair


CAROL FUKUNAGA, Co-Chair


JOSEPH M. SOUKI, Co-Chair


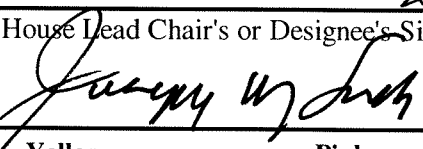

RYAN I. YAMANE, Co-Chair


KYLE T. YAMASHITA, Co-Chair



Hawaii State Legislature

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: HB 349, SD 1					Date/Time: 4/19/07 6:00pm				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
INOUE, Lorraine R., Chr.	✓	✓			SOUKI, Joseph M., Co-Chr.	✓	✓		
ENGLISH, J. Kalani, Co-Chr.	✓	✓			YAMANE, Ryan I., Co-Chr.	✓	✓		
FUKUNAGA, Carol, Co-Chr.	✓	✓			YAMASHITA, Kyle T., Co-Chr.	✓	✓		
HEMMINGS, Fred	✓	✓			PINE, Kymberly Marcos				✓
TOTAL	4				TOTAL	3			1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input checked="" type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
Distribution:					Distribution:				
Original					Yellow				
File with Conference Committee Report					House Clerk's Office				
					Pink				
					Senate Clerk's Office				
					Goldenrod				
					Drafting Agency				