STAND. COM. REP. NO. **2914** 

Honolulu, Hawaii

MAR 2 2 2012

RE: H.B. No. 101

H.D. 2 S.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Transportation and International Affairs, to which was referred H.B. No. 101, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO TRANSPORTATION,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Amend the definition of "bicycle" to include certain bicycles powered by an electric motor; and
- (2) Limit the types of bicycles allowed to be transported on buses in the public transportation system.

Your Committee received testimony in support of this measure from the Department of Transportation and City and County of Honolulu Department of Customer Services. Comments were received from the Maui Bicycle Alliance.

Your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of S.B. No. 2977, S.D. 2, Regular Session of 2012, which provides an aviation fuel tax credit for interisland airplane carriers; and
- (2) Changing the effective date to upon approval and to apply to taxable years beginning after June 30, 2012.

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Your Committee finds that the cost of aviation fuel is accelerating as the cost of petroleum rises worldwide. Aviation fuel costs represent a significant proportion of the costs of operations of all airlines. Existing aviation fuel taxes are assessed against the distributor. This measure, as amended, allows an interisland airplane carrier to whom the distributor has passed on the cost of the fuel tax to claim a credit to be deducted from the airplane carrier's net income tax liability.

As affirmed by the record of votes of the members of your Committee on Transportation and International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 101, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 101, H.D. 2, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on behalf of the members of the Committee on Transportation and International Affairs,

J. KALANI ENGLISH, Chair

## The Senate Twenty-Sixth Legislature State of Hawai'i

## Record of Votes Committee on Transportation and International Affairs TIA

| Bill / Resolution No.:*  | Committee Referral:                   |          |                                       | Date:    |            |
|--|---------------------------------------|----------|---------------------------------------|----------|------------|
| HB 101, HD2  | TIA, JDL 3/19/12                      |          |                                       |          |            |
| The committee is reconsidering its previous decision on this measure.  |                                       |          |                                       |          |            |
| If so, then the previous decision was to:  |                                       |          |                                       |          |            |
| The Recommendation is:   |                                       |          |                                       |          |            |
| Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313  |                                       |          |                                       |          |            |
| Members  |                                       | Aye      | Aye (WR)                              | Nay      | Excused    |
| ENGLISH, J. Kalani (C)   |                                       | ~        |                                       |          |            |
| ESPERO, Will (VC)  |                                       | 1        |                                       |          | N.E.       |
| DELA CRUZ, Donovan M.  |                                       | /        |                                       |          |            |
| GABBARD, Mike  |                                       | V        |                                       |          |            |
| KAHELE, Gilbert  |                                       |          |                                       |          |            |
| KOUCHI, Ronald D.  |                                       | ~        |                                       |          |            |
| SLOM, Sam  |                                       | <b>V</b> |                                       |          |            |
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| TOTAL  |                                       | 7        |                                       |          |            |
| Recommendation:  |                                       |          |                                       |          |            |
| Adopted Not Adopted  |                                       |          |                                       |          |            |
| Chair's or Designee's Signature:  Will Eyes  |                                       |          |                                       |          |            |
| Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy   |                                       |          |                                       |          |            |
| File with Committee Rep  | on Cierk's                            | Office D | rafting Agency                        | Committe | е ніе Сору |

<sup>\*</sup>Only one measure per Record of Votes