

Honolulu, Hawaii

MAR 23 2018

RE: H.B. No. 1767  
H.D. 2  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committees on Transportation and Energy and Higher Education, to which was referred H.B. No. 1767, H.D. 2, entitled:

"A BILL FOR AN ACT RELATED TO MOTOR VEHICLES,"

beg leave to report as follows:

The purpose and intent of this measure is to prohibit any vehicle, except low-range, four-wheel drive vehicles, from being driven through or in Waipi'o Valley or the Mauna Kea Science Reserve, except under certain circumstances.

Your Committees received testimony in support of this measure from the Office of Maunakea Management, one Hawaii County councilmember, Maunakea Observatories Support Services, Canada-France-Hawaii Telescope Corp., and four individuals. Your Committees received comments on this measure from the Office of Hawaiian Affairs.

Your Committees find that the largely unregulated vehicular access to the Maunakea summit and Waipi'o Valley floor has resulted in serious public safety concerns, primarily among vehicles that are ill-equipped to drive in these areas. Not only are ill-equipped vehicles at risk, but these vehicles can affect the gravel road, putting extra burden on the road crew who need to grade the road more often.



Your Committees further find that residents with a disability or their families often have a vehicle which has been modified to provide ingress and egress by the person with a disability. These modifications often add additional weight to the vehicle, which results in these residents paying more in state and county motor vehicle weight taxes in comparison to residents with non-modified vehicles. Your Committees believe that there is a need to address this hardship by excluding the weight of disability access modifications from the determination of net weight for state and county motor vehicle weight taxes.

Your Committees have amended this measure by:

- (1) Adding a part II by inserting the contents of S.B. No. 2714, S.D. 1, which was previously passed by the Senate, and amends the definition of "net weight" to exclude the weight of any vehicle modifications made to assist a person with a disability;
- (2) Inserting an effective date of January 1, 2100, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

Your Committees request that should your Committee on Ways and Means choose to consider this measure, that your Committee on Ways and Means hold a public hearing on this measure to allow testimony to be heard on the newly included part II, rather than holding a hearing for decision-making only.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1767, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1767, H.D. 2, S.D. 1, and be referred to your Committee on Ways and Means.

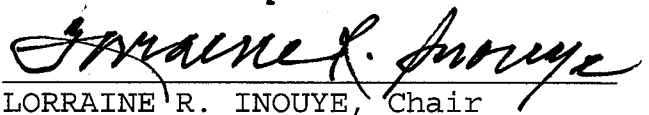


Respectfully submitted on  
behalf of the members of the  
Committees on Transportation  
and Energy and Higher  
Education,



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KATALI N. KAHELE, Chair



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LORRAINE R. INOUE, Chair



The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Transportation and Energy**  
**TRE**

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">HB1767 HD2</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">TRE/HRE, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">3/16/2018</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
INOUE, Lorraine R. (C)	<input checked="" type="checkbox"/>			
ESPERO, Will (VC)	<input checked="" type="checkbox"/>			
ENGLISH, J. Kalani				<input checked="" type="checkbox"/>
HARIMOTO, Breene				<input checked="" type="checkbox"/>
SHIMABUKURO, Maile S.L.	<input checked="" type="checkbox"/>			
<b>TOTAL</b>	3			2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted         <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center; margin-top: 10px;">Will Espero</div>				
<b>Distribution:</b> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div>				

\*Only one measure per Record of Votes

**Record of Votes**  
**Committee on Higher Education**  
**HRE**

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