STAND. COM. REP. NO.



Honolulu, Hawaii MAR 05, 2021

RE: H.B. No. 1090 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 1090 entitled:

"A BILL FOR AN ACT RELATING TO CHILD PASSENGER RESTRAINTS,"

begs leave to report as follows:

The purpose of this measure is to amend the requirements for child passenger restraints in motor vehicles by:

- Requiring rear-facing child safety seats for children less than two years of age;
- (2) Requiring rear-facing or forward-facing child safety seats for children at least two years of age but less than four years of age;
- (3) Requiring the use of child safety seats or booster seats for certain children at least four years of age but less than seven years of age;
- (4) Requiring the use of child safety seats or booster seats for certain children at least seven years of age but less than ten years of age;
- (5) Repealing an exemption for when the number of persons in a vehicle exceeds the greater of the number of seat belt



assemblies available or originally installed in the vehicle;

- (6) Repealing language that prohibited failure to restrain a child in accordance with law from being considered contributory negligence, comparative negligence, or negligence per se; and
- (7) Raising certain fines for violations.

Your Committee received testimony in support of this measure from the Department of Transportation, Honolulu Police Department, Keiki Injury Prevention Coalition, Safe Kids Hawaii at Kapi'olani Medical Center for Women & Children, and AAA Hawai'i. Your Committee received comments on this measure from the Hawaii Association for Justice.

Your Committee has amended this measure by:

- Changing the increased fines for certain violations to unspecified amounts;
- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1090, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1090, H.D. 1.



STAND. COM. REP. NO. 895 Page 3

Respectfully submitted on behalf of the members of the Committee on Finance,

SYLVIA YUKE, Chair

## State of Hawaii House of Representatives The Thirty-first Legislature

**Record of Votes of the Committee on Finance** 

Bill/Resolution No.: HB 1090	Referral: FIN	Date:	ate: 3-2-2021		
The committee is reconsidering its	previous decision	on the measure.			
	ass, unamended (a ass short form bil		ss, with amendments ( mmit for future public		
FIN Members	- 2	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)		1,			Land Land
2. CULLEN, Ty J.K. (VC)					
3. BRANCO, Patrick Pihana					
4. ELI, Stacelynn K.M.					2
5. HOLT, Daniel	and all and the second				
6. ILAGAN, Greggor			A		
. KOBAYASHI, Bertrand				目の心電学	
8. MARTEN, Lisa	-	<b>V</b> .			-
D. NISHIMOTO, Scott Y.	「使きないと応知				
10. PERRUSO, Amy A.	2			-	
11. SAYAMA, Jackson D.					
12. TAM, Adrian K.		<i>\</i> ,			
13. WILDBERGER, Tina				2013年月	系科管理的
14. YAMASHITA, Kyle T.					
15. McDERMOTT, Bob					
					Τ.
				N	
					_
					2
					÷
TOTAL (15)		15	Ø	Ø	Ø
1	Adopted D Not Adopted int referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:	A	J.K.	Car		7
Distribution: Original (White) – Cor	nmittee Du	plicate (Yellow) -	- Chief Clerk's Office	Duplicate (I	Pink) – HMSO