

STAND. COM. REP. NO.

1791

Honolulu, Hawaii

MAR 30

, 2023

RE: S.B. No. 1173
S.D. 1
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred S.B. No. 1173, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO VEHICLES,"

begs leave to report as follows:

The purpose of this measure is to prohibit a person from causing a diesel- or gas-powered vehicle to discharge clearly visible smoke, soot, or other exhaust emissions onto another person or motor vehicle, subject to certain exemptions.

Your Committee received testimony in support of this measure from Hawaii Transportation Association, Hawaii Bicycling League, Hydroponics Alternatives LLC, and three individuals. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that this measure is intended to address the act of "coal rolling", where a vehicle's exhaust has been modified and the vehicle discharges a large amount of smoke, soot, or other emissions onto another person or vehicle. Making this act a traffic violation protects others who share the road and the environment.

Your Committee has amended this measure by:

2023-2955 SB1173 HD2 HSCR HMSO



- (1) Changing the effective date to upon approval; and
- (2) 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 Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1173, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1173, S.D. 1, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,



DAVID A. TARNAS, Chair



HSCR 1791

Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: SB 1173, SD1, HD1	Committee Referral: TRN, JHA	Date: 3/24/2023		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	/			
2. TAKAYAMA, Gregg (VC)	/			
3. GANADEN, Sonny	/			
4. HOLT, Daniel	/			
5. HASHIMOTO, Troy N.	/			
6. ICHIYAMA, Linda	/			
7. ILAGAN, Greggor				/
8. KONG, Sam Satoru				/
9. MIZUNO, John M.	/			
10. SOUZA, Kanani	/			
TOTAL (10)	8	—	—	2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				