STAND. COM. REP. NO. (7)

Honolulu, Hawaii

MAR 2 1 , 2023

RE: S.B. No. 1173

S.D. 1 H.D. 1

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

Sir:

Your Committee on Transportation, to which was referred S.B. No. 1173, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO VEHICLES,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) 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; and
- (2) Establish a \$500 fine for violators.

Your Committee received testimony in support of this measure from Hawaii Bicycling League. Your Committee received testimony in opposition to this measure from 808 Street Chevy Street Trucks and 808 Street Rods, Polynesian Adventure Tours, Hawaii Transportation Association, Hawaii Logistic Services, and one individual. Your Committee received comments on this measure from Oahu Motorsports Association.

Your Committee finds that the practice of intentional discharge of diesel exhaust, also knows as "rolling coal", poses a

2023-2636 SB1173 HD1 HSCR HMSO

threat to the environment and public health. While advances in emission technology have improved to capture and burn soot with diesel particulate filter systems, the intentional modification of such systems creates a public annoyance and further environmental harm. Your Committee further finds that this measure protects public health and safety while also reducing the concentration of air pollutants.

Your Committee has amended this measure by:

- (1) Clarifying what constitutes the intentional release of exhaust emissions;
- (2) Inserting language to exempt certain drag racing events, military events, community events, and parade events;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1173, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1173, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

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

CHRIS TODD, Chair

2023-2636 SB1173 HD1 HSCR HMSO

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

HS OR 1348

## **Record of Votes of the Committee on Transportation**

SBIT 73, SDI Committee	tee Referral Date: 3/16/23			
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit)				
TRN Members	Ayes	Ayes (WR)	Nays	Excused
1. TODD, Chris (C)				
2 VII A Daving V (VO)				
2. KILA, Darius K. (VC)				
3. AIU, Micah P.K.				
4. EVSLIN, Luke A.				
5 HACHIMOTO Town N				
5. HASHIMOTO, Troy N.				
6. KITAGAWA, Lisa				
7. MARTEN, Lisa	V			
9 ONICHI Dishard H V				
8. ONISHI, Richard H.K.				
9. MATSUMOTO, Lauren				
TOTAL (9)	9			
The recommendation is: Adopted	☐ Not Adopted			
If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				