STAND. COM. REP. NO. **1281** Honolulu, Hawaii , 2023 **MAR 17** RE: S.B. No. 1418 S.D. 2 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 Health & Homelessness, to which was referred S.B. No. 1418, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO NOISE POLLUTION,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Expand the standards for determining if a noise is unreasonable for the purposes of the offense of disorderly conduct to include conduct that produces, or causes to be produced, noise exceeding a certain decibel level between the hours of 10:00 p.m. and 6:00 a.m. in an area zoned as residential or mixed-use residential; and
- (2) Appropriate funds to the Department of Health for enforcement activities.

Your Committee received testimony in support of this measure from the Department of Health, Waikiki Neighborhood Board No. 9, Citizens Against Noise, Free Access Coalition, and seven individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department, UNITE HERE Local



5, and one individual. Your Committee received comments on this measure from three individuals.

Your Committee finds that excessive noise pollution poses serious public health concerns. Studies show a direct link between excessive noise and health issues, such as stress-related illnesses, high blood pressure, speech interference, hearing loss, sleep disruption, and lost productivity. Your Committee further finds that there are many challenges to adequately enforcing the State's current noise regulations, including a lack of adequate staff and a lack of sound monitoring devices. This measure is intended to improve the health and well-being of the State's residents by regulating excessive noise in residential areas of the State.

Your Committee has amended this measure by:

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- Changing the noise restriction time period to the hours between 9:00 p.m. and 6:00 a.m.;
- (2) Changing the effective date to December 31, 3000, 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 Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1418, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1418, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

> Respectfully submitted on behalf of the members of the Committee on Health & Homelessness,

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DELLA AU BELATTI, Chair

State of Hawaii House of Representatives The Thirty-second Legislature



Record of Votes of the Committee on Health & Homelessness

Bill/Resolution No.: SBI418, SDA		ee Referral: HA, FIN	Date:	3/15/2	3
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)					
HLT Members		Ayes	Ayes (WR)	Nays	Excused
1. BELATTI, Della Au (C	C)				,
2. TAKENOUCHI, Jenna	a (VC)				
3. AMATO, Terez		/			
4. ILAGAN, Greggor					
5. KOBAYASHI, Bertra	nd				/
6. MIZUNO, John M.		/			
7. NISHIMOTO, Scott Y					
7. 1451114010,500011					
8. GARCIA, Diamond				/	
	-0	-			
TOTAL (8)	6		\	1
The recommendation is: 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					