

Honolulu, Hawaii

Feb. 16, 2006

RE: S.B. No. 3098
S.D. 1

Honorable Robert Bunda
President of the Senate
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committees on Water, Land, and Agriculture and
Transportation and Government Operations, to which was referred
S.B. No. 3098 entitled:

"A BILL FOR AN ACT RELATING TO HARBORS,"

beg leave to report as follows:

The purpose of this measure is to exclude Piers 1 and 2 from
the Kakaako Community Development District.

Testimony in support of this measure was submitted by the
Department of Transportation (DOT), Hawaii Community Development
Authority (HCDA), the University of Hawaii's School of Ocean and
Earth Science and Technology, the Chamber of Commerce of Hawaii,
the Hawaii Harbor Users Group, the International Longshore and
Warehouse Union Local 142, and two individuals. Testimony in
opposition was submitted by the Department of Business, Economic
Development, and Tourism.

Maritime lands, particularly harbors, are a finite resource
of the State. Areas such as Piers 1 and 2 located in Honolulu
Harbor contain vital and unique maritime cargo facilities that
cannot easily be relocated, and projections made by the DOT
Harbors Division indicate that foreign cargo capacity will be
exhausted within five years at its present rate of growth. Thus,
your Committees find that the DOT Harbors Division is best
equipped to manage the two piers. Accordingly, this measure
transfers the jurisdiction of Piers 1 and 2 and the contiguous



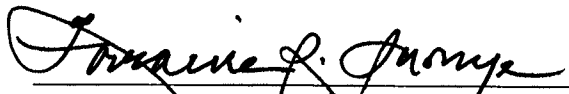
backup fast lands from the Kakaako Community Development District to the DOT Harbors Division.

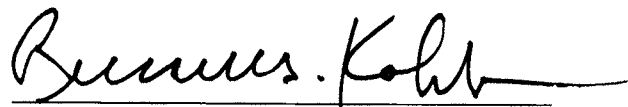
Your Committees find that regardless of which department or authority has jurisdiction, it is important that HCDA continue providing input into planning and implementing appropriate compatible maritime development in the waterfront area. This input process is essential to HCDA's legislative mandate and is necessary to examine the entire district with a holistic perspective, which includes traffic and infrastructure improvements. These elements are all needed to successfully operate maritime businesses in and around Piers 1 and 2, and it is important for all parties concerned, including HCDA, to continue to focus on long-term solutions both inside and outside of Honolulu Harbor.

Your Committees also noted testimony from DOT suggesting that the description of the area to be transferred may be problematic. Thus, your Committees adopted the description for the area suggested by DOT and also amended this measure to make technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Agriculture and Transportation and Government Operations that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3098, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3098, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Water, Land, and
Agriculture and Transportation
and Government Operations,



LORRAINE R. INOUE, Chair


RUSSELL S. KOKUBUN, Chair



The Senate
Twenty-Third Legislature
State of Hawaii

Record of Votes of the
Committee on Water, Land and Agriculture
(Bills and Resolutions)

Measure:* <i>SB309B</i>	Committee Referral: <i>WLA150, WAW</i>	Date: <i>2/8/04</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is to: <input type="checkbox"/> Pass, unamended (2312) <input checked="" type="checkbox"/> Pass, with amendments (2311) <input type="checkbox"/> Hold (2310) <input type="checkbox"/> Recommit (2313)				
Members	Ayes	Ayes(WR)	Nays	Excused
KOKUBUN, Russell S. (C)	✓			
HOOSER, Gary L. (VC)				✓
ENGLISH, J. Kalani				✓
FUKUNAGA, Carol	✓			
HEMMINGS, Fred	✓			
TOTAL	<i>3</i>			<i>2</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Do not list more than one measure per Record of Votes.

