

Honolulu, Hawaii
Fe 7 15, 2008

RE: H.B. No. 3001

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which was referred H.B. No. 3001 entitled:

"A BILL FOR AN ACT RELATING TO NOISE,"

begs leave to report as follows:

The purpose of this bill is to provide relief from noise pollution by creating a cause of action for excessive noise for injunctive relief and damages.

Several concerned individuals testified in support of this bill. The City & County of Honolulu Downtown Neighborhood Board No. 13 supported the intent of this measure. The General Contractors Association of Hawaii and the Animal CARE Foundation opposed this bill. Several concerned individuals submitted comments.

Your Committee finds that the issues relating to judicial relief is within the purview of the Committee on Judiciary and should be considered in detail in that Committee.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 3001 and recommends that it pass Second Reading and be referred to the Committee on Judiciary.



Respectfully submitted on
behalf of the members of the
Committee on Energy &
Environmental Protection,

Hermina Morita

HERMINA MORITA, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.: <i>HB3001</i>	Committee Referral: <i>EEP, JWO</i>	Date: <i>2/12/08</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input 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)				
EEP Members	Ayes	Ayes (WR)	Nays	Excused
1. MORITA, Hermina M. (C)	✓			
2. CARROLL, Mele (VC)	✓			
3. ITO, Ken	✓			
4. KARAMATSU, Jon Riki	✓			
5. MAGAOAY, Michael Y.	✓			
6. SAGUM, Roland D., III				✓
7. SAIKI, Scott K.	✓			
8. THIELEN, Cynthia			✓	
TOTAL (8)	<i>6</i>		<i>1</i>	<i>1</i>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: <i>Mele Carroll</i>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				