

Honolulu, Hawaii

FEB 29, 2008

RE: H.B. No. 3286
H.D. 1

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

Sir:

Your Committee on Economic Development & Business Concerns,
to which was referred H.B. No. 3286 entitled:

"A BILL FOR AN ACT RELATING TO MINING,"

begs leave to report as follows:

The purpose of this bill is to:

- (1) Include mining of sand, rock, gravel, and other materials used in construction as a permissible use of lands within the agricultural districts; and
- (2) Place mining in the agricultural district within the exclusive jurisdiction of the Land Use Commission.

The Kikiaola Land Company and the Representative for the 16th House District testified in support of this measure. The Department of Planning and Permitting of the City and County of Honolulu and a concerned individual opposed this bill.

Without local mines for sand, rock, gravel, and other materials, construction companies will be forced to import supplies, which will increase production cost and risk the accidental importation of invasive species into Hawaii's fragile ecosystems. However, your Committee has concerns about using agricultural land for mining.

Your Committee has amended this bill by:

HB3286 HD1 HSCR EDB HMS 2008-2574



- (1) Changing its effective date to July 1, 2034, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business Concerns that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 3286, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 3286, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Economic
Development & Business
Concerns,



KYLE T. YAMASHITA, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR 806-08

Record of Votes of the Committee on Economic Development & Business Concerns

Bill/Resolution No.: HB 3286	Committee Referral: WLH/AGR, EDB	Date: 2/26/08		
<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)				
EDB Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMASHITA, Kyle T. (C)	✓			
2. WAKAI, Glenn (VC)	✓			
3. BERG, Lyla B., Ph.D.				✓
4. BROWER, Tom	✓			
5. CHANG, Jerry L.	✓			
6. HANOHANO, Faye P.	✓			
7. HERKES, Robert N.				✓
8. MANAHAN, Joey	✓			
9. TSUJI, Clift	✓			
10. YAMANE, Ryan I.	✓			
11. CHING, Corinne W.L.				✓
12. MARUMOTO, Barbara C.		✓		
TOTAL (12)	8	1	0	3
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				