

Honolulu, Hawaii

March 19, 2008

RE: S.B. No. 2816
S.D. 1
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 Committees on Transportation and Water, Land, Ocean Resources & Hawaiian Affairs, to which was referred S.B. No. 2816, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INTRA-COUNTY FERRY SERVICE,"

beg leave to report as follows:

The purpose of this bill is to improve ferry service within Maui County by:

- (1) Requiring the Department of Land and Natural Resources (DLNR) to assign priority mooring space to intra-county ferries serving Maui County; and
- (2) Exempting fuel sold for use by an intra-county ferry service from the fuel tax.

DLNR and the Department of Taxation (DoTAX) provided comments on this bill.

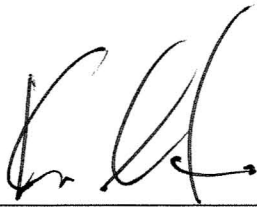
Currently, ferry service is available within the County of Maui, providing an additional mode of transportation for Maui residents, commuting workers, and visitors alike. Providing priority assignment of mooring space, as well as fuel tax exemptions for an intra-county ferry service, will result in a more reliable ferry service and will allow for this low-cost mode of transportation to continue in the County of Maui.



However, your Committees understand the concerns raised by DoTAX regarding the placement of the tax exemption in the license tax section of the fuel tax law, rather than in the section specifying when the fuel tax is not applicable. Accordingly, your Committees have amended this measure by placing the fuel tax exemption in the section of the fuel tax law that specifies when the fuel tax is not applicable. Other technical, nonsubstantive amendments were made for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Water, Land, Ocean Resources & Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2816, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2816, S.D. 1, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committees on Transportation
and Water, Land, Ocean
Resources & Hawaiian Affairs,



KEN ITO, Chair



JOSEPH M. SOUKI, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

1214-08

Record of Votes of the Committee on Transportation

Bill/Resolution No.: SB 2816, SD1	Committee Referral: TRN/WLH, FIN	Date: 12 MARCH 2008		
<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)				
TRN Members	Ayes	Ayes (WR)	Nays	Excused
1. SOUKI, Joseph M. (C)	/			
2. NISHIMOTO, Scott Y. (VC)	/			
3. EVANS, Cindy	/			
4. HAR, Sharon E.	/			
5. LEE, Marilyn B.	/			
6. LUKE, Sylvia	/			
7. McKELVEY, Angus L.K.	/			
8. NAKASONE, Bob				/
9. SONSON, Alex M.				/
10. TAKAMINE, Dwight Y.	/			
11. TAKUMI, Roy M.	/			
12. MEYER, Colleen Rose				/
13. PINE, Kymberly Marcos				/
TOTAL (13)	9			4
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:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				

1214.08

State of Hawaii
House of Representatives
The Twenty-fourth Legislature

**Record of Votes of the Committee on Water, Land, Ocean Resources & Hawaiian
Affairs**

Bill/Resolution No.: SB 2816 SD 1		Committee Referral: TRN/WLH, FIN		Date: 3/12/08	
<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)					
WLH Members	Ayes	Ayes (WR)	Nays	Excused	
1. ITO, Ken (C)	/				
2. KARAMATSU, Jon Riki (VC)	/				
3. CARROLL, Mele				/	
4. MAGAOAY, Michael Y.				/	
5. MORITA, Hermina M.	/				
6. SAGUM, Roland D., III	/				
7. SAIKI, Scott K.				/	
8. THIELEN, Cynthia	/				
TOTAL (8)	5	0	0	3	
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>JnK</i> _____					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office					