

STAND. COM. REP. NO.

2368

Honolulu, Hawaii

FEB 15 2008

RE: S.B. No. 2486  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Madam:

Your Committees on Water and Land and Agriculture and  
Hawaiian Affairs, to which was referred S.B. No. 2486 entitled:

"A BILL FOR AN ACT RELATING TO WATER,"

beg leave to report as follows:

The purpose of this measure is to clarify that moneys in the  
Special Land and Development Fund may be expended for water and  
irrigations systems, as part of the regulation of water resources.

Your Committees received testimony in opposition to this  
measure from the Department of Land and Natural Resources.

Your Committees note the testimony of the Department of Land  
and Natural Resources that the primary jurisdiction and authority  
for irrigation systems that are mainly used for agricultural  
purposes rests with the Department of Agriculture and the  
Agribusiness Development Corporation. However, your Committee  
finds that water and irrigation systems are an integral part of  
the water resources under the State Water Code, which states in  
pertinent part in section 174C-2, Hawaii Revised Statutes:

"The state water code shall be liberally interpreted  
to obtain maximum beneficial use of the waters of the  
State for purposes such as domestic uses, aquaculture  
uses, irrigation and other agricultural uses, power  
development, and commercial and industrial uses."




Your Committees believe this measure should continue through the legislative process while the Legislature awaits a forthcoming Auditor report on irrigation.

Your Committees have amended this measure by changing the effective date to July 1, 2050, to continue the discussions in this matter.

As affirmed by the records of votes of the members of your Committees on Water and Land and Agriculture and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2486, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2486, 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 and Land and Agriculture and Hawaiian Affairs,



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JILL TOKUDA, Chair




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CLAYTON HEE, Chair



The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2486	WTL / AHW, WAM	2/12/08		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<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	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	/			
KOKUBUN, Russell S. (VC)				/
FUKUNAGA, Carol				/
TOKUDA, Jill N.		/		
WHALEN, Paul	/			
<b>TOTAL</b>	2	1		2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes

The Senate  
Twenty-Fourth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Agriculture and Hawaiian Affairs**  
**AHW**

Bill / Resolution No.:* <b>SB 2486</b>	Committee Referral: <b>WTL/AHW, WAM</b>	Date: <b>12 Feb 2008</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <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	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)		✓		
ENGLISH, J. Kalani (VC)	✓			
GABBARD, Mike	✓			
HEE, Clayton	✓			
KOKUBUN, Russell S.				✓
SLOM, Sam				✓
<b>TOTAL</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

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