

STAND. COM. REP. NO. 790

Honolulu, Hawaii

MAR 06 2009

RE: S.B. No. 1260
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred S.B. No. 1260 entitled:

"A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES,"

begs leave to report as follows:

The purpose of this measure is to eliminate a disincentive to air pollution reduction by removing the cap on fees for air pollution emissions.

Your Committee received one written comment on this measure. The written comment may be reviewed on the Legislature's website.

Your Committee finds that covered source permit holders must pay fees per ton of regulated air pollutant emitted annually. These fees fund the Clean Air Branch of the Department of Health and other programs. Covered source permit holders, however, are not assessed fees for emissions in excess of four thousand tons per year. Your Committee believes that this is inequitable for covered source permit holders that emit fewer than four thousand tons per year, while allowing polluters who exceed the cap no additional fines or penalties.

Your Committee has amended the measure by changing the effective date to January 1, 2099, to facilitate further discussion.

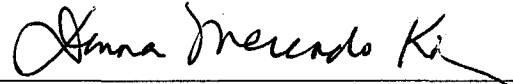
As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your

SB1260 SD1 SSCR LRB 09-2787.doc



Committee is in accord with the intent and purpose of S.B. No. 1260, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1260, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,

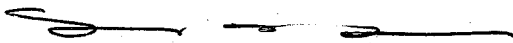


DONNA MERCADO KIM, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 1260	ENE, WAM	MAR 2, 2009		
<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
KIM, Donna Mercado (C)	/			
TSUTSUI, Shan S. (VC)	/			
CHUN OAKLAND, Suzanne	/			
ENGLISH, J. Kalani	/			
FUKUNAGA, Carol	/			
GALUTERIA, Brickwood	/			
HEE, Clayton	/			
HOOSER, Gary L.	/			
KIDANI, Michelle N.	/			
KOKUBUN, Russell S.				/
TOKUDA, Jill N.	/			
HEMMINGS, Fred	/			
TOTAL	11	0	0	1
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