

STAND. COM. REP. NO. 625

Honolulu, Hawaii

MAR 06 2009

RE: S.B. No. 478
S.D. 2

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

Madam:

Your Committee on Judiciary and Government Operations, to which was referred S.B. No. 478, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO DISASTER RELIEF,"

begs leave to report as follows:

The purpose of this measure is to revise and clarify provisions relating to disaster relief laws and the Governor's powers in responding to disaster relief efforts during a civil defense emergency.

Your Committee finds that clarifying and limiting the Governor's powers to provide disaster relief during times of natural or manmade disasters or civil defense emergencies will create a more accountable and transparent government. Specifically, requiring the Governor to obtain legislative authorization to continue to provide disaster relief beyond the adjournment sine die of the next occurring regular session will provide legislative oversight in the execution of the disaster relief laws in this State. Your Committee believes that this measure is necessary to ensure that emergency powers of the executive branch are not abused or used to circumvent legislative authority.

Your Committee has amended this measure by making a technical, nonsubstantive amendment.


As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached

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to this report, your Committee is in accord with the intent and purpose of S.B. No. 478, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 478, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Government Operations,




BRIAN T. TANIGUCHI, Chair



The Senate
 Twenty-Fifth Legislature
 State of Hawaii

Record of Votes
Committee on Judiciary and Government Operations
JGO

Bill / Resolution No.:*	Committee Referral:	Date:		
SB478, SD1	PSM, JGO	2/27/09		
<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
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)	✓			
BUNDA, Robert				✓
GABBARD, Mike	✓			
NISHIHARA, Clarence K.				✓
SLOM, Sam			✓	
TOTAL	3	0	1	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes