

STAND. COM. REP. NO.

554

Honolulu, Hawaii

Feb 20, 2009

RE: H.B. No. 1352  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Sir:

Your Committee on Economic Revitalization, Business, &  
Military Affairs, to which was referred H.B. No. 1352 entitled:

"A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY  
OF HAWAII AUTHORITY,"

begs leave to report as follows:

The purpose of this bill is to improve administration of the  
Natural Energy Laboratory of Hawaii (NELHA) by:

- (1) Moving NELHA to the Department of Budget and Finance for  
administrative purposes;
- (2) Expanding the number of directors to thirteen;
- (3) Removing from the board, the Chairperson and Secretary  
of the Research Advisory Committee, Director of  
Business, Economic Development, and Tourism, Chairperson  
of the Board of Land and Natural Resources, President of  
the University of Hawaii, Mayor of the County of Hawaii,  
and the two members chosen from the boards of the  
Strategic Development Corporation and High Technology  
Development Corporation; and
- (4) Making other modifications to board membership including  
adding two NELHA tenant members.

HB1352 HD1 HSCR EBM HMS 2009-2282



The Department of Budget and Finance and Department of Land and Natural Resources opposed this bill. The National Defense Center of Excellence for Research in Ocean Sciences commented on this measure.

Your Committee respectfully requests the Committee on Finance, to which this measure is next referred, to consult with representatives of the Big Island community to resolve the issues that have been bringing measures like this one to the Legislature in recent years, and that are distracting NELHA from its valuable work. In addition, your Committee respectfully requests that the Committee on Finance look at putting representatives of environmental interests on the NELHA board.

To encourage further discussion of the issues raised by this measure, your Committee has changed its effective date to July 1, 2112. Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Revitalization, Business, & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1352, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1352, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Economic  
Revitalization, Business, &  
Military Affairs,

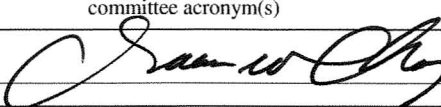


ANGUS L.K. MCKELVEY, Chair



State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

**Record of Votes of the Committee on Economic Revitalization, Business, & Military Affairs**

Bill/Resolution No.: <b>HB 1352</b>	Committee Referral: <b>EBM, FIN</b>	Date: <b>2/17/09</b>		
<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)				
EBM Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. CHOY, Isaac W. (VC)	✓			
3. BERG, Lyla B.		✓		
4. EVANS, Cindy				✓
5. MANAHAN, Joey	✓			
<del>6. TAKAI, K. Mark</del>				
7. TOKIOKA, James Kunane	✓			
8. TSUJI, Clift	✓			
9. WAKAI, Glenn	WAKAI ✓			
10. WOOLEY, Jessica	✓			
11. WARD, Gene	.	✓		
<b>TOTAL (11)</b>	<b>6</b>	<b>3</b>		<b>1</b>
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: 				
<b>Distribution:</b> Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				