

Honolulu, Hawaii

APR - 1 2010

RE: H.B. No. 2631
H.D. 2
S.D. 2

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committees on Judiciary and Government Operations and Ways and Means, to which was referred H.B. No. 2631, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ENERGY INDUSTRY REPORTING,"

beg leave to report as follows:

The purpose of this measure is to repeal the Petroleum Industry Monitoring, Analysis, and Reporting Program, and its special fund and to reduce the amount of information that refiners and distributors are required to report to the Department of Business, Economic Development, and Tourism on fuel and biofuel imported, exported, sold, transferred, used, refined, manufactured, compounded, and distributed in this State.

Your Committees received written comments in support of the intent of this measure, with suggested amendments, from the Department of Business, Economic Development, and Tourism. Your Committees received written comments in opposition to this measure from the Western States Petroleum Association. The Public Utilities Commission submitted comments regarding this measure. Written comments presented to your Committees may be reviewed on the Legislature's website.

Your Committees find that the Petroleum Industry Monitoring, Analysis, and Reporting Program has not revealed any evidence of economic misbehavior in the petroleum market since its inception in 2007 and is unnecessarily burdensome.



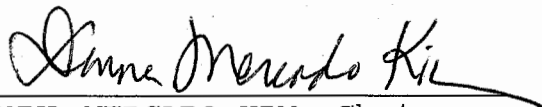
Your Committees recognize, however, that continued information collection is essential for consumer protection and for the Energy Resources Coordinator to effectuate statutory functions in chapters 196 and 125C, Hawaii Revised Statutes. Your Committees believe that the scaled back information reporting requirements in this measure will be sufficient to meet those needs.

Your Committees have amended this measure by:

- (1) Making the revisions to the measure recommended by the Department of Business, Economic Development, and Tourism, to facilitate the limited information reporting requirements described above, including the establishment of the energy data collection program;
- (2) Changing its effective date to July 1, 2050 to facilitate further discussion; and
- (3) Making technical, nonsubstantive changes to ensure clarity and accuracy in the language of this measure.

As affirmed by the records of votes of the members of your Committees on Judiciary and Government Operations and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2631, H.D. 2, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as H.B. No. 2631, H.D. 2, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Government Operations and Ways
and Means,



DONNA MERCADO KIM, Chair

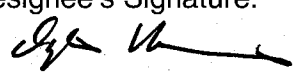


BRIAN T. TANIGUCHI, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii


Record of Votes
Committee on Judiciary and Government Operations
JGO

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 2031, HD2, SDI	CPN/ENE, JGO/WAM	3/31/10		
<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	4	0	0	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

The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 2631 HDZ SD1	QW/EDW, JGO/WAM	3/31/10		
<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	

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