

Honolulu, Hawaii

Feb 11, 2010

RE: H.B. No. 2917
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 2917
entitled:

"A BILL FOR AN ACT RELATING TO NUISANCES,"

begs leave to report as follows:

The purpose of this bill is to require the Department of
Health (DOH) to immediately suspend any operation causing a foul
or noxious odor, gas, or vapor until DOH can determine the odor,
gas, or vapor is not dangerous or injurious to people's health.


The Department of Agriculture, DOH, Alexander and Baldwin,
Inc., West County Farm Bureau, Maui Cattlemen's Association, and
Hawaii Farm Bureau Federation opposed this bill.

Your Committee has amended this bill to include an exception
for farming operations that are protected by the Hawaii Right to
Farm Act under Chapter 165, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your
Committee on Health that is attached to this report, your
Committee is in accord with the intent and purpose of H.B. No.
2917, as amended herein, and recommends that it pass Second
Reading in the form attached hereto as H.B. No. 2917, H.D. 1, and
be referred to the Committee on Finance.



Respectfully submitted on
behalf of the members of the
Committee on Health,



RYAN I. YAMANE, Chair



