

STAND. COM. REP. NO.

2241

Honolulu, Hawaii

FEB 12 2010

RE: S.B. No. 2236
S.D. 1

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

Madam:

Your Committees on Water, Land, Agriculture, and Hawaiian Affairs and Transportation, International and Intergovernmental Affairs, to which was referred S.B. No. 2236 entitled:

"A BILL FOR AN ACT RELATING TO INVASIVE SPECIES,"

beg leave to report as follows:

The purpose of this measure is to impose specified fines for failure to pay, bill, or remit the inspection, quarantine, and eradication service fee. This measure further excepts liquid bulk freight and cement bulk freight from the inspection, quarantine, and eradication service fee and charge.

Your Committees received testimony in support of this measure from the Department of Agriculture; Alexander & Baldwin, Inc.; Hawaii Audubon Society; and Maui Cattlemen's Association. Testimony in support of imposing fines was submitted by the Coordinating Group on Alien Pest Species; Conservation Council for Hawaii; Sierra Club Hawaii Chapter; Hawaii Food Industry Association; and The Nature Conservancy. Testimony in opposition was received from the Hawaii Crop Improvement Association and AES Hawaii. Comments were received from Grace Pacific Corporation and Hawaiian Cement. Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees find that adequate funding for the control and prevention of invasive species has been lacking for too long. Hawaii residents, businesses, and agricultural operations are left to pay for the expenses of inspection and eradication. Your



Committees have been informed that an estimate from a reliable source pegs the costs to taxpayers at upwards of \$400 million annually.


Act 3, Session Laws of Hawaii Special Session 2008, enacted revisions to the inspection, quarantine, and eradication service fee and charge, codified as section 150A-5.3, Hawaii Revised Statutes, to add inspections of air freight. However, Act 3 did not provide for fines for nonpayment of those fees and charges. This measure addresses that statutory deficit.

Your Committees have amended this measure by:

- (1) Deleting the provisions relating to an exemption of liquid bulk freight and cement bulk freight; and
- (2) Changing the effective date to July 1, 2050 in the interests of continuing the discussions on this matter.

As affirmed by the records of votes of the members of your Committees on Water, Land, Agriculture, and Hawaiian Affairs and Transportation, International and Intergovernmental Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2236, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2236, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Water, Land,
Agriculture, and Hawaiian
Affairs and Transportation,
International and
Intergovernmental Affairs,



J. KALANI ENGLISH, Chair

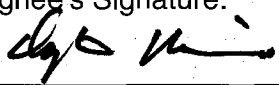


CLAYTON HEE, Chair



The Senate
Twenty-Fifth Legislature
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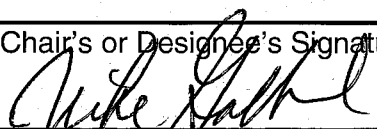
Record of Votes
Committee on Water, Land, Agriculture and Hawaiian Affairs
WTL

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2236	WTL/TIA, WAM	2/8/10		
<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
HEE, Clayton (C)	✓			
TOKUDA, Jill N. (VC)				✓
BUNDA, Robert	✓			
FUKUNAGA, Carol				✓
KOKUBUN, Russell S.				✓
TAKAMINE, Dwight Y.	✓			
HEMMINGS, Fred	✓			
TOTAL	4	0	0	3
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

The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Transportation, International and Intergovernmental Affairs
TIA

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2236	WTL/TIA, WAM	2-8-10		
<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
ENGLISH, J. Kalani (C)	✓			
GABBARD, Mike (VC)	✓			
ESPERO, Will				✓
NISHIHARA, Clarence K.	✓			
SLOM, Sam		✓		
TOTAL	3	1	—	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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