

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2646
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 Economic Development and Technology and Water, Land, Agriculture, and Hawaiian Affairs, to which was referred S.B. No. 2646 entitled:

"A BILL FOR AN ACT RELATING TO HAWAII SURFING RESERVES,"

beg leave to report as follows:

The purpose of this measure is to designate the area from the Ala Wai to Waikiki War Memorial Natatorium and the area from Ali'i Beach in Haleiwa to Sunset Beach on Oahu as Hawaii surfing reserves.

Testimony in support of this measure was submitted by the Surfers' Environmental Alliance; Surfrider Foundation; International Surfing Association; Save the Waves Coalition; Wildcoast; World Surfing Reserves; National Surfing Reserves Australia; Lennox National Surfing Reserve Assoc.; Angourie Residents & Taxpayers Association; Art Brewer Photography; and five individuals. Comments were submitted by the Department of Land and Natural Resources and Save Our Surf.

Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees find that, like Hawaii, Australia has a strong surfing community inspired by a 1915 surfing demonstration visit by Duke Kahanamoku. Today, National Surfing Reserves in Australia serve to meet the needs of the public to acknowledge through a symbolic enshrinement, the integral value of the rich



cultural, environmental, sporting, and historical importance surfing embodies. Your Committees understand that in Australia this program is supported by the federal and New South Wales governments, and that next month Australia will enshrine its tenth National Surfing Reserve after a highly successful five-year community program.

Your Committees have considered a number of recommendations for amendments to this measure, several of which reflected concerns regarding recreational uses that the reserve designation might impinge upon. Your Committees view the proposed designation of reserve status for Waikiki and the North Shore as being primarily commemorative in nature; and believe that the minimal role the Department of Land and Natural Resources will play serves to underscore that type of commemorative recognition.

Your Committees have amended this measure accordingly, by:

- (1) Clarifying that the Department of Land and Natural Resources will assist in placing appropriate signs or markers provided by private organization or individuals, which are designed to commemorate and identify the respective surfing reserves;
- (2) Amending the effective date to July 1, 2040, for the purpose of encouraging further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Economic Development and Technology and Water, Land, Agriculture, and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2646, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2646, S.D. 1, and be placed on the calendar for Third Reading.



Respectfully submitted on
behalf of the members of the
Committees on Economic
Development and Technology and
Water, Land, Agriculture, and
Hawaiian Affairs,



CLAYTON HEE, Chair



CAROL FUKUNAGA, Chair



The Senate
 Twenty-Fifth Legislature
 State of Hawaii

Record of Votes
Committee on Economic Development and Technology
EDT

Bill / Resolution No.:* SB 2646	Committee Referral: EDT / WTL	Date: 2/19/2010		
<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
FUKUNAGA, Carol (C)	✓			
BAKER, Rosalyn H. (VC)				✓
HEE, Clayton	✓			
IGE, David Y.	✓			
SLOM, Sam	✓			
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">David Y. Ige</div>				
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 Water, Land, Agriculture and Hawaiian Affairs
WTL

Bill / Resolution No.:* SB 2646	Committee Referral: EDT/WTL	Date: 2/19/10		
<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			3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Russell Kohl</div>				
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