

Honolulu, Hawaii

APR 23 2010 , 2010

RE: S.B. No. 2809  
S.D. 2  
H.D. 1  
C.D. 1

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

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

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2809, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO UTILITIES REGULATION,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to appropriate unspecified amounts out of the public utilities commission special fund for fiscal year 2010-2011 for:

- (1) The operations of the Public Utilities Commission, including reinstatement and funding of deleted positions; and
- (2) The operations of the Department of Commerce and Consumer Affairs Division of Consumer Advocacy, including funding of positions included in the 2007 reorganization and deleted positions.



Your Committee on Conference finds that the reorganization of the Public Utilities Commission and the Division of Consumer Advocacy provided by Act 177 and Act 183, Session Laws of Hawaii 2007, is essential to regulate Hawaii's public utilities effectively; control utility costs; and successfully implement meaningful energy policy reform in Hawaii.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$1,704,000 for the operations of the Public Utilities Commission;
- (2) Appropriating \$634,000 for the operations of the Division of Consumer Advocacy;
- (3) Changing the effective date from July 1, 2050, to July 1, 2010; and
- (4) Making a technical amendment for the purpose of accuracy.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2809, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2809, S.D. 2, H.D. 1, C.D. 1.

Respectfully submitted on behalf  
of the managers:


ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE

  
\_\_\_\_\_  
ROBERT N. HERKES, Co-Chair

  
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ROSALYN H. BAKER, Chair

  
\_\_\_\_\_  
GILBERT KEITH-AGARAN, Co-Chair

  
\_\_\_\_\_  
DONNA MERCADO KIM, Co-Chair



**Hawaii State Legislature**  
**Record of Votes of a**  
**Conference Committee**

122-10

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| Bill / Concurrent Resolution No.:<br><b>SB 2809, SD 2, HD 1</b> | Date/Time:<br>4-23-2010      2:24 pm |
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

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| <input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure | <input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure. |
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| Senate Managers             | A        | WR       | N        | E        | House Managers                      | A        | WR       | N        | E        |
|-----------------------------|----------|----------|----------|----------|-------------------------------------|----------|----------|----------|----------|
| BAKER, Rosalyn H., Chr.     | ✓        |          |          |          | HERKES, Robert N., Co-Chr.          | ✓        |          |          |          |
| KIM, Donna Mercado, Co-Chr. | ✓        |          |          |          | KEITH-AGARAN, Gilbert S.C., Co-Chr. | ✓        |          |          |          |
| HEMMINGS, Fred              | ✓        |          |          |          | MARUMOTO, Barbara C.                | ✓        |          |          |          |
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| <b>TOTAL</b>                | <b>3</b> | <b>-</b> | <b>-</b> | <b>-</b> | <b>TOTAL</b>                        | <b>3</b> | <b>-</b> | <b>-</b> | <b>-</b> |

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

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| Senate Recommendation is:<br><input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | House Recommendation is:<br><input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted |
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| Senate Lead Chair's or Designee's Signature:<br> | House Lead Chair's or Designee's Signature:<br> |
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**Distribution:**

|                                       |                      |                       |                 |
|---------------------------------------|----------------------|-----------------------|-----------------|
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| File with Conference Committee Report | House Clerk's Office | Senate Clerk's Office | Drafting Agency |