

STAND. COM. REP. NO.

659

Honolulu, Hawaii

MAR 04 2011

RE: S.B. No. 1219

S.D. 2

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 1219, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE LANAI WATERSHED,"

begs leave to report as follows:

The purpose and intent of this measure is to require:

- (1) That funding for the Lanaihale watershed management plan be provided solely from private sources; and
- (2) The Department of Land and Natural Resources to control and manage implementation of the Lanaihale watershed management plan.

Your Committee received written comments in support of this measure from Robbie Alm, Executive Vice President, Hawaiian Electric Company, Inc.

Your Committee received written comments in opposition to this measure from William J. Aila, Jr., Chairperson, Department of Land and Natural Resources; Jay F. Penniman, Research Specialist/Project Manager, Maui Nui Seabird Recovery Project; and ten individuals.

Your Committee finds that an estimated sixty-five per cent of Lanai's primary aquifer's recharge comes from fog drip and that fog drip interception by mountain forests significantly increases

SB1219 SD2 SSCR LRB 11-2514.doc



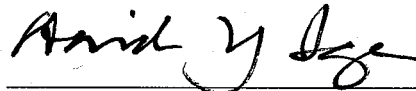
precipitation. The loss of forest cover will change precipitation levels and negatively affect the recharge of the island's aquifer. Accordingly, your Committee finds that execution of a watershed management plan that protects the native forest is necessary for the protection of the fresh water recharge area.

Your Committee has amended this measure by:

- (1) Clarifying that this measure does not apply to any state funds appropriated to implement the Lanaihale watershed management plan prior to the enactment of the measure;
- (2) Changing the effective date to July 1, 2050, to facilitate further discussion on the measure; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1219, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1219, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



DAVID Y. IGE, Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 1219, SD1	WLH, WAM	3-1-11		
<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
IGE, David Y. (C)	/			
KIDANI, Michelle N. (VC)	/			
CHUN OAKLAND, Suzanne	/			
DELA CRUZ, Donovan M.	/			
ENGLISH, J. Kalani	/			
ESPERO, Will	/			
FUKUNAGA, Carol	/			
KIM, Donna Mercado	/			
KAHELE, Gilbert	/			
KOUCHI, Ronald D.	/			
RYAN, Pohai	/			
TOKUDA, Jill N.	/			
WAKAI, Glenn	/			
SLOM, Sam	/			
TOTAL	14	0	0	0
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:				
<i>Michelle N. Kidani</i>				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes