

STAND. COM. REP. NO.

2948

Honolulu, Hawaii

MAR 23 2012

RE: H.B. No. 2593
H.D. 2
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committees on Energy and Environment and Water, Land, and Housing, to which was referred H.B. No. 2593, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO EMERGENCY RULES FOR THREATS TO NATURAL RESOURCES OR THE HEALTH OF THE ENVIRONMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to authorize state and county agencies to adopt, amend, or repeal administrative rules, without prior notice or hearing or upon an abbreviated notice and hearing, due to imminent peril to natural resources.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Coordinating Group on Alien Pest Species, and The Nature Conservancy. Your Committees received comments on this measure from the Land Use Research Foundation of Hawaii.

Your Committees find that state and county agencies are authorized to adopt, amend, and repeal administrative rules, exempt from certain notice and hearing requirements, in emergency situations of imminent peril to the public health, safety, or morals, or to livestock and poultry health. Hawaii's imperiled natural resources warrant similar consideration, in part because Hawaii's tourism-driven economy relies heavily on natural resources to attract visitors.



Your Committees note that state and county agencies were powerless to adopt emergency administrative rules relating to coqui frogs and axis deer. Consequently, the spread of these species has caused significant damage to natural resources and the economy as a whole.

Your Committees have amended this measure by:

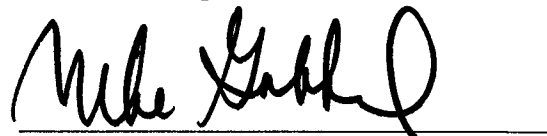
- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Energy and Environment and Water, Land, and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2593, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2593, H.D. 2, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Energy and
Environment and Water, Land,
and Housing,



DONOVAN M. DELA CRUZ, Chair



MIKE GABBARD, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

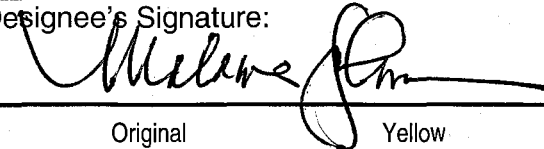
Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:*	Committee Referral:	Date:
HB 2593 HD2	ENE/WLH, JDL	15 March 2012
<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
GABBARD, Mike (C)	✓	
ENGLISH, J. Kalani (VC)	✓	
GREEN, M.D., Josh	✓	
IHARA, Jr., Les	✓	
SLOM, Sam		✓
TOTAL	4	1
Recommendation:		
<input checked="" type="checkbox"/> Adopted	<input type="checkbox"/> Not Adopted	
Chair's or Designee's Signature: <i>J. Kalani English</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

The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Water, Land and Housing
WLH

Bill / Resolution No.:*	Committee Referral:	Date:		
HB2593 HD2	ENE/WLH, JDL	3-15-12		
<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
DELA CRUZ, Donovan M. (C)	✓			
SOLOMON, Malama (VC)	✓			
FUKUNAGA, Carol				✓
RYAN, Pohai	✓			
SHIMABUKURO, Maile	✓			
TOKUDA, Jill N.				✓
SLOM, Sam				✓
TOTAL	4			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	

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