

STAND. COM. REP. NO.

2370

Honolulu, Hawaii

FEB 17 2012

RE: S.B. No. 2852
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 Water, Land, and Housing and Judiciary and Labor, to which was referred S.B. No. 2852 entitled:

"A BILL FOR AN ACT RELATING TO AQUATIC RESOURCE VIOLATIONS,"

beg leave to report as follows:

The purpose and intent of this measure is to provide for transformative administrative penalty alternatives, and for an enhanced collection mechanism for outstanding fines and penalties resulting from aquatic resource violations.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, The Nature Conservancy, Malama Pupukeya-Waimea, Conservation Council for Hawai'i, and one individual. Your Committees received testimony in opposition to this measure from the Hawaii Nearshore Fishermen and one individual. Your Committees received comments on this measure from the City and County of Honolulu Department of Customer Services.

Your Committees find that this measure will provide the Department of Land and Natural Resources with the authority to impose natural resource related community service for aquatic resource violations. This measure will also provide the Department of Land and Natural Resources with a mechanism to encourage timely payment of administrative fines and performance of community service through the revocation or suspension of a violator's driver's license privileges administered through the county examiners of drivers.

2012-1255 SSCR SMA.doc



Your Committees have amended this measure by:

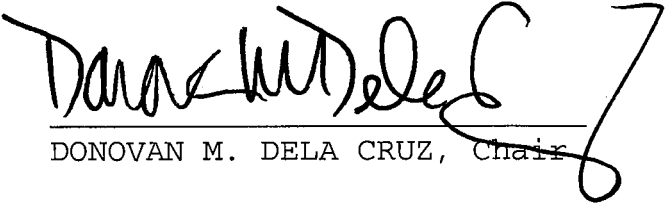
- (1) Requiring the Board of Land and Natural Resources to provide a violator's social security number or driver's license number to the county examiner of drivers; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Housing and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2852, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2852, 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, and
Housing and Judiciary and
Labor,



CLAYTON HEE, Chair

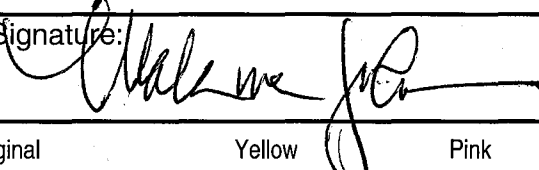


DONOVAN M. DELA CRUZ, Chair



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:		
SB2852	WLH/JDL, WAM	2-16-12		
<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	7			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

