

STAND. COM. REP. NO.

3426

Honolulu, Hawaii

APR 13 2012

RE: S.C.R. No. 155
S.D. 2

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

Sir:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 155, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION URGING THE KAHO'OLAWE ISLAND
RESERVE COMMISSION TO REQUIRE EACH STEWARDSHIP PROGRAM
CONDUCTING ACTIVITIES ON THE KAHO'OLAWE ISLAND RESERVE TO
OBTAIN LIABILITY AND PROPERTY DAMAGE INSURANCE AND LIST THE
STATE AS AN ADDITIONAL INSURED,"

begs leave to report as follows:

The purpose and intent of this measure is to urge the
Kahoolawe Island Reserve Commission to require each stewardship
program conducting activities on the Kahoolawe Island Reserve to
obtain liability and property damage insurance and to list the
State as an additional insured.

Your Committee finds that, pursuant to section 6K-6(1),
Hawaii Revised Statutes, the Kahoolawe Island Reserve Commission
regulates permissible uses within the Kahoolawe Island Reserve
and, therefore, has a responsibility to protect the State from
liability against claims arising from stewardship program
activities conducted on the reserve. Your Committee further finds
that the necessary protection from these claims is best achieved
by requiring each stewardship program to carry sufficient
liability and property damage insurance and to list the State as
an additional insured at the cost and expense of the stewardship
program.



Your Committee has amended this measure by:

- (1) Correcting the effective date of the 2009 stewardship agreement from April 9 to April 7; and
- (2) Making technical nonsubstantive changes for purposes of clarity and consistency.

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 concurs with the intent and purpose of S.C.R. No. 155, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 155, 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.:* SCR 155 SDI	Committee Referral: WLH, WAM	Date: 4-11-12
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The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312 Pass, with amendments 2311 Hold 2310 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	10	0	0	4

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature: *Michelle N. Kidani*

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*Only one measure per Record of Votes