

STAND. COM. REP. NO. 169

Honolulu, Hawaii
February 7, 2013

RE: H.B. No. 754
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which was referred H.B. No. 754 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose of this measure is to improve air quality by:

- (1) Requiring a county to investigate and notify the Department of Health if a report is made regarding a possible nuisance involving air pollution;
- (2) Clarifying air-polluting nuisances; and
- (3) Explicitly authorizing the Director of Health to enter and investigate reports of air-polluting nuisances.

Numerous individuals supported this measure. The Department of Environmental Services of the City and County of Honolulu; Maui Forest Bird Recovery Project; Maui Permaculture Network; Pacifica Island Art, Inc.; and numerous individuals opposed this measure. The Department of Health, Alexander & Baldwin, Hawaii Farm Bureau Federation, and several individuals commented on this measure.



Your Committee notes that this measure makes no substantive change as to what constitutes air pollution; rather this measure only:

- (1) Changes a county's reporting requirements to the Department of Health; and
- (2) Allows the Director of Health to enter and investigate a building or place upon receipt of a complaint of foul or noxious odors, gases, or vapors emanating from the building or place.

Your Committee has amended this measure by 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 754, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 754, H.D. 1, and be referred to the Committee on Health.

Respectfully submitted on
behalf of the members of the
Committee on Energy &
Environmental Protection,



CHRIS LEE, Chair



HSCR 169

Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.: <i>HB 754</i>	Committee Referral: <i>EEP, HLT, JUD</i>	Date: <i>1/31/13</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
EEP Members	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)	X			
2. THIELEN, Cynthia (VC)	X			
3. COFFMAN, Denny	X			
4. CULLEN, Ty J.K.	X			
5. EVANS, Cindy				X
6. HANOHANO, Faye P.				X
7. KAWAKAMI, Derek S.K.	X			
8. LOWEN, Nicole E.	X			
9. FALE, Richard Lee		X		
TOTAL (9)	<i>6</i>	<i>1</i>		<i>2</i>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align:center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: <i>Cynthia Thielen</i>				
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