

STAND. COM. REP. NO.

1132

Honolulu, Hawaii

APR 01 2013

RE: S.R. No. 29  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committees on Public Safety, Intergovernmental and Military Affairs, Transportation and International Affairs, and Tourism and Hawaiian Affairs, to which was referred S.R. No. 29 entitled:

"SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO REPEAL SECTION 340 OF PUBLIC LAW NO. 105-66 PROHIBITING THE TRANSFER OF AIRPORT REVENUE TO THE OFFICE OF HAWAIIAN AFFAIRS AND TO AFFIRMATIVELY AUTHORIZE THE HAWAII STATE DEPARTMENT OF TRANSPORTATION TO TRANSFER A PORTION OF THE AIRPORT REVENUES TO THE OFFICE OF HAWAIIAN AFFAIRS,"

beg leave to report as follows:

The purpose and intent of this measure is to request the United States Congress to repeal Section 340 of Public Law No. 105-66 prohibiting the transfer of airport revenue to the Office of Hawaiian Affairs and to affirmatively authorize the Hawaii State Department of Transportation to transfer a portion of the airport revenues to the Office of Hawaiian Affairs.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Association of Hawaiian Civic Clubs, and one individual. Your Committees received testimony in opposition to this measure from the Department of Transportation and three individuals. Your Committees received comments on this measure from the Office of Hawaiian Affairs.




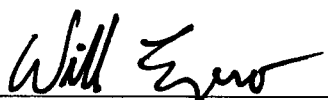
Your Committees find that Public Law No. 105-66 supercedes state law, resulting in a prohibition on the transfer of airport ceded lands revenues to the Office of Hawaiian Affairs. However, the Honolulu International Airport sits on ceded lands from which the lease revenue is due and owing to the Office of Hawaiian Affairs as ceded lands revenue. This measure requests that Hawaii's Congressional delegation introduce legislation to repeal section 340 of Public Law No. 105-66 to permit the transfer to airport revenue to the Office of Hawaiian Affairs.

Your Committees have amended this measure by 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 Public Safety, Intergovernmental and Military Affairs, Transportation and International Affairs, and Tourism and Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of S.R. No. 29, as amended herein, and recommend that it be referred to the Committee on Ways and Means, in the form attached hereto as S.R. No. 29, S.D. 1.

Respectfully submitted on behalf of the members of the Committees on Public Safety, Intergovernmental and Military Affairs, Transportation and International Affairs, and Tourism and Hawaiian Affairs,

*fn*   
J. KALANI ENGLISH, Chair

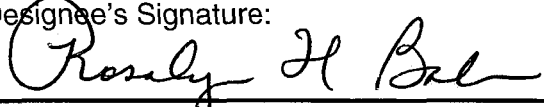
  
WILL ESPERO, Chair

  
BRICKWOOD GALUTERIA, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Public Safety, Intergovernmental and Military Affairs**  
**PSM**

Bill / Resolution No.:* <b>SR 29</b>	Committee Referral: <b>PSM/TIA/THA, WAM</b>	Date: <b>3-20-2013</b>		
<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
ESPERO, Will (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
GALUTERIA, Brickwood	✓			
GREEN, Josh				✓
SLOM, Sam				✓
<b>TOTAL</b>	<b>3</b>	<b>-</b>	<b>-</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

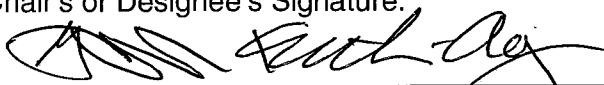
**Record of Votes**  
**Committee on Transportation and International Affairs**  
**TIA**

Bill / Resolution No.:*	Committee Referral:	Date:		
SR 29	PSM/TIA/THA, NAM	3-20-13		
<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
ENGLISH, J. Kalani (C)	/			
DELA CRUZ, Donovan M. (VC)	/			
ESPERO, Will	/			
GABBARD, Mike				/
KAHELE, Gilbert				/
KEITH-AGARAN, Gilbert S.C.	/			
KOUCHI, Ronald D.				/
SOLOMON, Malama	/			
SLOM, Sam				/
<b>TOTAL</b>	5			4
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

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**Record of Votes**  
**Committee on Tourism and Hawaiian Affairs**  
**THA**

Bill / Resolution No.:*	Committee Referral:	Date:		
SR 29	PSM/TIA/THA, WAM	3/20/13		
<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
GALUTERIA, Brickwood (C)	✓			
KEITH-AGARAN, Gilbert S.C. (VC)	✓			
HEE, Clayton				✓
KAHELE, Gilbert	✓			
KIDANI, Michelle N.	✓			
SHIMABUKURO, Maile S.L.	✓			
SOLOMON, Malama	✓			
SLOM, Sam				✓
<b>TOTAL</b>	6			2
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				

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