

STAND. COM. REP. NO. **2395**

Honolulu, Hawaii

FEB 14 2014

RE: S.B. No. 2940
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committees on Water and Land and Energy and Environment,
to which was referred S.B. No. 2940 entitled:

"A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to prohibit hydraulic fracturing and the collection, transport, storage, processing, or discharge of wastewater from hydraulic fracturing.

Your Committees received testimony in support of this measure from Kanaka Maoli o Puna, Hawaii Sustainable Community Alliance, Malu Aina, Paradise Action Womens Alliance, MoveOn.org, and numerous individuals. Your Committees received testimony in opposition to this measure from the Department of Land and Natural Resources; Department of Business, Economic Development, and Tourism; Indigenous Consultants LLC; Innovations Development Group; Hu'ena Power; and three individuals. Your Committees received comments on this measure from one individual.

Your Committees find that natural gas extraction may have negative consequences for the environment in which it takes place, as does all fossil fuel extraction. Fracking also releases carbon into the atmosphere, which contributes to global climate change. There is also evidence that fracking may contaminate the drinking water supply.

However, testimony on this measure indicates that there are no fracking operations anywhere in the State at this time, and

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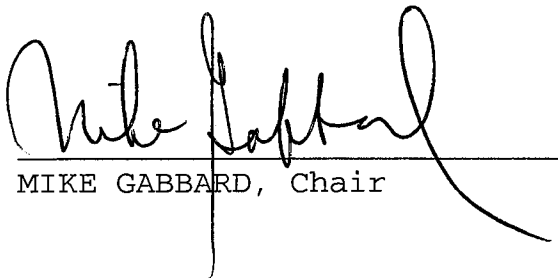


there has never been any in the past. The soil composition of the Hawaiian islands, being porous in nature from lava formations, is unsuitable for fracking. Your Committees are concerned that this measure may be interpreted as prohibiting "drilling" in relation to geothermal resources, which is not the intent of your Committees.

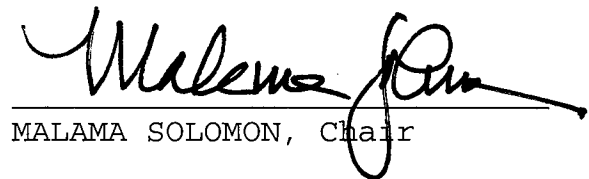
Your Committees have amended this measure by inserting an effective date of July 1, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Water and Land and Energy and Environment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2940, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2940, S.D. 1, and be referred to the Committee on Judiciary and Labor.

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



MIKE GABBARD, Chair



MALAMA SOLOMON, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2940	WTL/ENE, JDL	2/12/14		
<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
SOLOMON, Malama (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
DELA CRUZ, Donovan M.	✓			
IHARA, Jr., Les	✓			
RUDERMAN, Russell E.	✓			
SHIMABUKURO, Maile S.L.	✓			
TANIGUCHI, Brian	✓			✓
THIELEN, Laura H.	✓			
SLOM, Sam				✓
TOTAL	8			1
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

The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* SB 2940	Committee Referral: WTL/ENE, JOL	Date: 2/12/14		
<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)	X			
RUDERMAN, Russell E. (VC)	X			
CHUN OAKLAND, Suzanne				X
IHARA, Jr., Les	X			
SLOM, Sam				X
TOTAL	3			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
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