Honolulu, Hawaii

Rbnay 19, 2016

RE: H.B. No. 2145 H.D. 2

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Eighth State Legislature Regular Session of 2016 State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which was referred H.B. No. 2145, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO BEACHES,"

begs leave to report as follows:

The purpose of this measure is to enable the beneficial use of locally sourced beach sand to support sediment management projects to mitigate erosion on Hawaii's beaches by specifying that naturally occurring sand that is moved from a beach, stream mouth, or channel and used on an adjacent beach for sediment management, erosion management, and beach or dune restoration purposes shall not be considered a water pollutant for the purposes of determining infractions of State water pollution laws.

The Department of Land and Natural Resources and a concerned individual supported this measure. The Department of Health opposed the measure. The Office of Hawaiian Affairs submitted comments.

Your Committee has amended this measure by:

- (1) Specifying that the naturally occurring beach sand must be clean; and
- (2) Making technical, nonsubstantive amendments for 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. 2145, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.B. No. 2145, H.D. 2.

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

CHRIS LEE, Chair

## State of Hawaii House of Representatives The Twenty-eighth Legislature

## Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.: HB 2145 HD	Committee OMH,	Referral: EEP, JUD	Date:	2-16-	10
☐ The committee is reconsidering its previous decision on the measure.					
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit)					
EEP Membe	ers	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)		/			
2. LOWEN, Nicole E. (VC	)				
3. CULLEN, Ty J.K.					
4. EVANS, Cindy					
5. ING, Kaniela				ļ	
6. NISHIMOTO, Scott Y.					
7. SAY, Calvin K.Y.					
8. YAMANE, Ryan I.					
o. TAMANE, Ryan I.					
9. POUHA, Feki					
10. THIELEN, Cynthia					
TOTAL (1	0)	9	Ø	Ø	
The recommendation is:  Adopted  If joint referral,  committee acronym(s)  Adopted  did not support recommendation.					
Vice Chair's or designee's signature:					
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO					