

Honolulu, Hawaii  
February 9, 2016

RE: H.B. No. 2165  
H.D. 1

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. 2165 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC HEALTH,"

begs leave to report as follows:

The purpose of this measure is to protect public health by:

- (1) Appropriating funds to the Department of Health (Department) to establish five full-time positions and contract consultants to monitor the Navy and the Defense Logistics Agency's compliance with an Administrative Order on Consent regarding leaks of fuel at the Red Hill Fuel Storage Facility;
- (2) Requiring the Department to seek reimbursement from the Navy and the Defense Logistics Agency for the appropriations; and
- (3) Requiring the Department to submit annual reports to the Legislature on the status of the Navy and the Defense Logistics Agency's compliance with the Administrative Order on Consent.

The Board of Water Supply of the City and County of Honolulu, Conservation Council for Hawaii, Sierra Club of Hawaii, and two individuals supported this measure. The Department of Health provided comments.

HB2165 HD1 HSCR EEP HMS 2016-1628



Your Committee has amended this measure by:

- (1) Appropriating an unspecified amount for the siting and installation of two monitor wells to test the condition of the groundwater aquifer underneath and surrounding the Red Hill Bulk Fuel Storage Facility;
- (2) Changing the appropriation amounts for the establishment of five full-time positions and contracting of consultants to unspecified amounts; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate this measure further, your Committee on Energy and Environmental Protection respectfully requests that it consider appropriating to the Department of Health:

- (1) \$110,472 to hire two full-time equivalent geologist I employees;
- (2) \$144,864 to hire two full-time equivalent engineer IV employees;
- (3) \$49,056 to hire one full-time equivalent environmental health specialist IV employee;
- (4) \$200,000 to hire consultants to monitor the United States Navy and the Defense Logistics Agency's compliance with the Administrative Order on Consent; and
- (5) \$600,000 for the siting and installation of two monitor wells for the Red Hill Bulk Fuel Storage Facility.

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. 2165, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2165, H.D. 1, and be referred to your Committee on Finance.



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



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CHRIS LEE, Chair



State of Hawaii  
House of Representatives  
The Twenty-eighth Legislature

HSCR 131-16

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

Bill/Resolution No.: <b>HB 2165</b>	Committee Referral: <b>EEP, FIN</b>	Date: <b>2/4/16</b>		
<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)	/			
2. LOWEN, Nicole E. (VC)	/			
3. CULLEN, Ty J.K.	/			
4. EVANS, Cindy	/			
5. ING, Kaniela	/			
6. NISHIMOTO, Scott Y.	/			
7. SAY, Calvin K.Y.	/			
8. YAMANE, Ryan I.	/			
9. POUHA, Feki	/			
10. THIELEN, Cynthia	/			
<b>TOTAL (10)</b>	10	∅	∅	∅
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>Nicole E. Lowen</i>				
Distribution: Original (White) – Committee            Duplicate (Yellow) – Chief Clerk's Office            Duplicate (Pink) – HMSO				