

Honolulu, Hawaii

FEB 18 2016

RE: S.B. No. 2245  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committees on Water, Land, and Agriculture and Economic Development, Environment, and Technology, to which was referred S.B. No. 2245 entitled:

"A BILL FOR AN ACT RELATING TO BEACHES,"

beg leave to report as follows:

The purpose and intent of this measure is to exclude certain locally sourced beach sand from the definition of "water pollutant" to allow the use of the sand for erosion mitigation on Hawaii's beaches.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, University of Hawai'i Sea Grant College Program, and one individual.

Your Committees find that Hawaii is losing its beaches at an alarming rate due to chronic shoreline retreat and shoreline armoring and that beach erosion is expected to accelerate in the future. Efforts to mitigate beach erosion have been frustrated because sand is currently defined as a water pollutant, despite the fact that sand is a natural occurrence along beaches, stream mouths, and channels. Your Committees therefore find that naturally sourced beach sand should not be considered a pollutant and should be permissible to use when appropriate to help conserve the State's beaches.

Your Committees have amended this measure by clarifying that sand shall not be considered a water pollutant if it is utilized



on the adjoining, rather than adjacent, beach or littoral cell for the purposes of beach erosion mitigation, sediment management, beach restoration, erosion control, or dune restoration.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Agriculture and Economic Development, Environment, and Technology that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2245, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2245, S.D. 1, and be referred to your Committee on Commerce, Consumer Protection, and Health.

Respectfully submitted on behalf of the members of the Committees on Water, Land, and Agriculture and Economic Development, Environment, and Technology,



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GLENN WAKAI, Chair



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MIKE GABBARD, Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

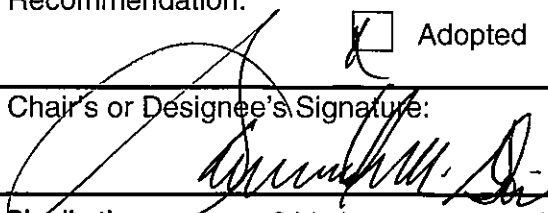
**Record of Votes**  
**Committee on Water, Land, and Agriculture**  
**WLA**

Bill / Resolution No.:* <i>SB 2245</i>	Committee Referral: <i>WLA/EET, CPH</i>	Date: <i>2-12-16</i>		
<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)	/			
NISHIHARA, Clarence K. (VC)	/			
DELA CRUZ, Donovan M.	/			
RIVIERE, Gil	/			
RUDERMAN, Russell E.				/
SHIMABUKURO, Maile S.L.				/
THIELEN, Laura H.				/
WAKAI, Glenn	/			
SLOM, Sam	/			
<b>TOTAL</b>	<i>6</i>			<i>3</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Clarence K. Nishihara</i>				
<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-Eighth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Economic Development, Environment, and Technology**  
**EET**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2245	WLA/EET, CPH	2/12/16		
<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
WAKAI, Glenn (C)	X			
SLOM, Sam (VC)	X			
BAKER, Rosalyn H.	X			
ESPERO, Will	X			
GALUTERIA, Brickwood	X			
IHARA, Jr., Les				X
KEITH-AGARAN, Gilbert S.C.				X
RUDERMAN, Russell E.				X
THIELEN, Laura H.				X
<b>TOTAL</b>	5	0	0	4
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

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