

Honolulu, Hawaii

FEB 19 2015

RE: S.B. No. 499
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committees on Energy and Environment, Water and Land, and Public Safety, Intergovernmental and Military Affairs, to which was referred S.B. No. 499 entitled:

"A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACTS,"

beg leave to report as follows:

The purpose and intent of this measure is to require major infrastructure improvement projects or construction projects of the State or a county that are within coastal lands to include in the environmental assessments and environmental impact statements an analysis of the environmental impact of projected sea level rise and fall over the anticipated lifespan of the project.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Department of Transportation, Office of Environmental Quality Control, Office of Planning, University of Hawaii System, Conservation Council for Hawaii, Hawaii Alliance, Surfrider Foundation, Americans for Democratic Action, and eleven individuals. Your Committees received testimony in opposition to this measure from the Department of Design and Construction of the City and County of Honolulu, Building Industry Association of Hawaii, and Chamber of Commerce Hawaii.

Your Committees find that state or county construction projects in coastal areas are environmentally precarious. It is essential to take impacts related to projected sea level rise into account during the planning stage in order to protect current



infrastructure investments over time. Implementation of this measure will reduce hazards and minimize costly adaption measures.


Your Committees have amended this measure by:

- (1) Replacing "sea level change" with "sea level rise", "coastal lands" with "special management area", and "projected sea level rise or fall" with "projected sea level rise";
- (2) Clarifying that beginning July, 1, 2016, an environmental assessment or environmental impact statement may include an analysis of the environmental impact of projected sea level rise over the anticipated lifespan of the project;
- (3) Requiring the Office of Environmental Quality Control to work with the Hawaii Coastal Zone Management Program and relevant state agencies to provide guidance documents concerning ecological and environmental problems related to the development of the coastal zone management area;
- (4) Amending the definition of "major" to mean any project having an anticipated estimated value equal to or exceeding \$3,000,000; and
- (5) 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 Energy and Environment, Water and Land, and Public Safety, Intergovernmental and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 499, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 499, S.D. 1, and be referred to the Committee on Ways and Means.



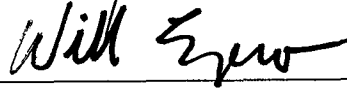
Respectfully submitted on
behalf of the members of the
Committees on Energy and
Environment, Water and Land,
and Public Safety,
Intergovernmental and Military
Affairs,



LAURA H. THIELEN, Chair



MIKE GABBARD, Chair

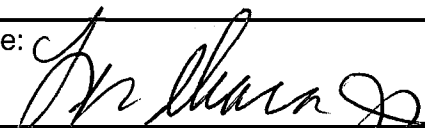


WILL ESPERO, Chair



The Senate
 Twenty-Eighth Legislature
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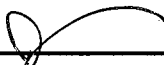
Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:*	Committee Referral:	Date:		
SB499	ENE/WTL/PSM,WAM	Feb. 13, 2015		
<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)	✓			
GREEN, Josh (VC)				✓
GALUTERIA, Brickwood	✓			
IHARA, Jr., Les	✓			
SLOM, Sam				✓
TOTAL	3	0	0	2 li
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	

*Only one measure per Record of Votes

The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 499	ENE/WTL/RSM, NAM	02.13.15		
<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
THIELEN, Laura H. (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
IHARA, Jr., Les	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SHIMABUKURO, Maile S.L.	✓			
SLOM, Sam				✓
TOTAL	6			1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
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