

Honolulu, Hawaii

FEB 14 2017

RE: S.B. No. 689

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committees on Public Safety, Intergovernmental, and Military Affairs and Agriculture and Environment, to which was referred S.B. No. 689 entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDINGS,"

beg leave to report as follows:

The purpose and intent of this measure is to grant county agencies the implicit right, upon reasonable notice, to enter property to investigate agricultural buildings and structures for violations of and compliance with building permit and building code exemption qualifications.

Your Committees received testimony in support of this measure from the Department of Agriculture, Hawaii Aquaculture and Aquaponics Association, Hawaii Cattlemen's Council, Ponoholo Ranch Limited, Hawaii Farm Bureau, and two individuals.

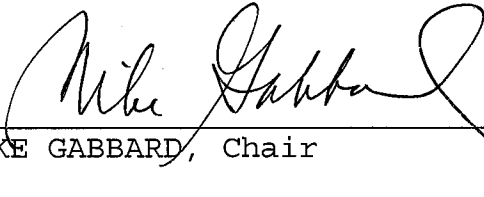
Your Committees find that enforcing building code requirements is important for the safety and health of those occupying, using, or near those buildings. To enforce building codes and permit requirements, the counties need sufficient authority and latitude to exercise their enforcement powers. The need for greater powers of enforcement is particularly important in the case of agricultural buildings. The point of allowing exemptions for certain agricultural buildings is to encourage and support those entities actually engaged in agricultural activities, and those not engaging in agricultural activities should not be allowed to improperly take advantage of these exemptions. Therefore, the counties need to be able to, upon



reasonable notice to the owner or occupier, exercise their implicit right to investigate agricultural buildings that are exempt from the building permit and building code requirements.

As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental, and Military Affairs and Agriculture and Environment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 689 and recommend that it pass Second Reading and be referred to your Committee on Ways and Means.

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



MIKE GABBARD, Chair

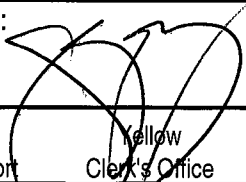


CLARENCE K. NISHIHARA, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

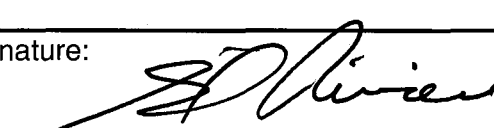
Record of Votes
Committee on Public Safety, Intergovernmental, and Military Affairs
PSM

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|--|--|---------------------|
| Bill / Resolution No.:* | Committee Referral: | Date: |
| SB 689 | PSM/AEN, WAM | 2/8/17 |
| <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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313 | | |
| Members | Aye | Aye (WR) |
| NISHIHARA, Clarence K. (C) | ✓ | |
| WAKAI, Glenn (VC) | ✓ | |
| BAKER, Rosalyn H. | | ✓ |
| IHARA, Jr., Les | | ✓ |
| THIELEN, Laura H. | ✓ | |
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| TOTAL | 3 | 0 |
| Recommendation: | <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | |
| Chair's or Designee's Signature: | | |
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| Distribution: | Original | Yellow |
| | File with Committee Report | Clerk's Office |
| | Pink | Goldenrod |
| | Drafting Agency | Committee File Copy |

*Only one measure per Record of Votes

The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Agriculture and Environment
AEN

| | | | | |
|--|--|------------------------|----------|----------|
| Bill / Resolution No.:* SB 689 | Committee Referral: PSM/AEN, WAM | Date: 2/8/17 | | |
| <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 checked="" type="checkbox"/> Pass, unamended 2312 <input 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 | | | |
| RIVIERE, Gil (VC) | X | | | |
| NISHIHARA, Clarence K. | X | | | |
| RHOADS, Karl | X | | | |
| RUDERMAN, Russell E. | | | | X |
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| TOTAL | 4 | 0 | 0 | 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