STAND. COM. REP. NO. 651

Honolulu, Hawaii

February 17

2017

RE: H.B. No. 172 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sir:

Your Committees on Energy & Environmental Protection and Water & Land, to which was referred H.B. No. 172 entitled:

"A BILL FOR AN ACT RELATING TO PRIVATE PROPERTY,"

beg leave to report as follows:

The purpose of this measure is to authorize a property owner or agent to enter adjacent property under certain conditions to eradicate albizia trees before they become hazardous, and provide the property owner or agent with a defense to criminal prosecution for trespass.

The Department of Land and Natural Resources, Hawaiian Electric Companies, Nanawale Community Association Ltd., Polestar Gardens, Kalapana Seaview Estates Community Association, Pele Lani Farm LLC, and numerous individuals supported this measure. Several individuals provided comments.

Your Committees have amended this measure by changing its effective date to January 28, 2081, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 172, as amended herein,

and recommend that it pass Second Reading in the form attached hereto as H.B. No. 172, H.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on behalf of the members of the Committees on Energy & Environmental Protection and Water & Land,

RYAN I YAMANE, Chair

CHRIS LEE, Chair

State of Hawaii House of Representatives The Twenty-ninth Legislature



Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.:	Committee Referral:	Date:	2/11/1-	7			
HB 172	EEP/WAL, JUD		2/16/17	/ 			
θ The committee is reconsidering its previous decision on the measure.							
The recommendation is to: θ Pass, unamended (as is) Pass, with amendments (HD) θ Hold							
θ 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. ICHIYAMA, Linda		CONTRACTION CONTRACT (BB)	Wallander 1 July 1997	STORM STEEL ST			
6. KONG, Sam Satoru			ereenië in de ee a				
7. SAY, Calvin K.Y.							
Q VAMANE D I							
8. YAMANE, Ryan I.							
0 FULLIMOTO Poth							
9. FUKUMOTO, Beth							
TOTAL (9)	9	9	ϕ	Ø			
The recommendation is: Adopted G Not Adopted did not support recommendation.							
If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature: Missel E. Sower							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							

State of Hawaii House of Representatives The Twenty-ninth Legislature



Record of Votes of the Committee on Water & Land

Bill/Resolution No.: HB172	Committee Referral:	Date	Date: Feb. 16, 2017				
☐ 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)							
WAL Members	Ayes	Ayes (WR)	Nays	Excused			
1. YAMANE, Ryan I. (C)							
2. KONG, Sam Satoru (VC)							
3. CULLEN, Ty J.K.							
4. EVANS, Cindy							
5. ICHIYAMA, Linda							
6. LEE, Chris							
7. LOWEN, Nicole E.		Care di dinine sensorità a coloni di cini di nice con					
8. SAY, Calvin K.Y.							
9. FUKUMOTO, Beth	✓						
TOTAL (9)	9			,			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature:							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							