

Honolulu, Hawaii

**MAR 05 2021**

RE: S.B. No. 369  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 369, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO WASTEWATER SYSTEMS,"

begs leave to report as follows:

The purpose and intent of this measure is to minimize polluted runoff originating from failing wastewater systems in the State.

More specifically, this measure:

- (1) Establishes the time of transfer wastewater system inspection program in the Department of Health to oversee the inspection and repair of individual wastewater systems at the time of sale or transfer of ownership of certain residential real properties attached to the wastewater systems;
- (2) Requires individual wastewater systems that fail inspection to be repaired or replaced within one year by the current or prospective property owner; and
- (3) Requires that, prior to January 1, 2050, every cesspool in the State, with exceptions, be connected to a sewerage system or upgraded or converted to a wastewater



system approved by the Department of Health, instead of a septic system or aerobic treatment unit system.

Your Committee received written comments in support of this measure from the Department of Health, University of Hawaii, Friends of Hanauma Bay, Hawaii Reef and Ocean Coalition, Surfrider Foundation, Wastewater Alternatives & Innovations, and two individuals.

Your Committee received written comments in opposition to this measure from Hawaii Association of REALTORS.

Your Committee finds that the establishment of a time of transfer wastewater system inspection program will help to improve water quality in the State by decreasing the number of failing wastewater treatment systems.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 369, S.D. 1, and recommends that it pass Third Reading.


Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

  
DONOVAN M. DELA CRUZ, Chair



The Senate  
 Thirty-First Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:*	Committee Referral:	Date:		
<b>SB 369, SD 1</b>	<b>AEN, WAM</b>	<b>2/26/21</b>		
<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
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.				X
TANIGUCHI, Brian T.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
<b>TOTAL</b>	<b>10</b>			<b>1</b>
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