STAND. COM. REP. NO. 1848

Honolulu, Hawaii

APR 0 6 2023

RE: H.B. No. 1101

H.D. 1 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-Second State Legislature Regular Session of 2023 State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred H.B. No. 1101, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO STORMWATER FEES,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish a fee cap amount for county stormwater user fees that may be charged against or collected from the Department of Transportation of \$1,500,000 in the aggregate per year; and
- (2) Prohibit each county from denying services to the Department of Transportation by reason of nonpayment of user fees.

Your Committees received testimony in support of this measure from the Department of Transportation; Hawaii Harbors Users Group; and Matson Navigation Company, Inc. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Hawaiii Community Foundation and Building Owners and Managers Association of Hawaii.

Your Committees find that over the past two years, the range of annual stormwater fee amounts proposed by the City and County of Honolulu for harbors and airports has vastly varied, and it is unclear what fee schedule is likely to be approved by the Honolulu City Council. This measure and the proposed cap on stormwater user fees will ensure that the Department of Transportation can plan for a maximum fee on an annual basis should the counties impose a fee structure.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1101, H.D. 1, S.D. 1, and recommend that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committees on Judiciary and Ways and Means,

KARL RHOADS, C

DONOVAN M. DELA CRUZ, Chaix

The Senate Thirty-Second Legislature State of Hawai'i

Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:*	Committee Referral: Date:								
HB 1101 HOI SOI	WTL/AEN, JDC/WAM 4/6/23								
The Committee is reconsidering its previous decision on this measure.									
If so, then the previous decision was to:									
The Recommendation is:									
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313									
Members		Aye	Aye (WR)	Nay	Excused				
RHOADS, Karl (C)		V,							
GABBARD, Mike (VC)									
ELEFANTE, Brandon J.C.		V	<u></u>						
SAN BUENAVENTURA, Joy A	1								
AWA, Brenton					V				
									
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TOTAL		4			1				
Recommendation:									
Adopted Not Adopted									
Chair or Designes Signature:									
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*Only one measure per Record of Votes

The Senate Thirty-Second Legislature State of Hawai'i

Record of Votes Committee on Ways and Means WAM

Bill / Resolution No.:* 	Committee Referral: Date: 4/6/23							
The Committee is reconsidering its previous decision on this measure.								
If so, then the previous decision was to:								
The Recommendation is:								
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313								
Members		Aye	Aye (WR)	Nay	Excused			
DELA CRUZ, Donovan M. (C)		×						
KEITH-AGARAN, Gilbert S.C. (VC)		X		1				
AQUINO, Henry J.C.		X						
DECOITE, Lynn		•						
INOUYE, Lorraine R.		X						
KANUHA, Dru Mamo		X						
KIDANI, Michelle N.		X						
KIM, Donna Mercado		X						
LEE, Chris		X						
MORIWAKI, Sharon Y.		X						
SHIMABUKURO, Maile S.L.		X						
WAKAI, Glenn					X			
FEVELLA, Kurt					X			
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TOTAL		ι(·	2			
Recommendation: Adopted Not Adopted								
Chair's or Designee's Signature:								
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Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy								

*Only one measure per Record of Votes