

Honolulu, Hawaii
FEB 15 , 2024

RE: H.B. No. 1759
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committees on Energy & Environmental Protection and
Water & Land, to which was referred H.B. No. 1759 entitled:

"A BILL FOR AN ACT RELATING TO CESSPOOLS,"

beg leave to report as follows:

The purpose of this measure is to require cesspools attached
to or used by housing or lodging that provides transient
accommodations to be upgraded, converted, or connected before
January 1, 2030.

Your Committees received testimony in support of this measure
from the Hawai'i Climate Change Mitigation and Adaption Commission;
University of Hawai'i Sea Grant College Program and Water Resources
Research Center; one member of the Kaua'i County Council; Hawai'i
Reef and Ocean Coalition; and three individuals. Your Committees
received comments on this measure from the Department of Health.

Your Committees find that the University of Hawaii 2022
Hawaii Cesspool Prioritization Tool places each geographic area
into three prioritization categories. Priority level 1 contains
the greatest contamination hazard, and priority level 2 contains
significant contamination hazard. Your Committees further find
that the upgrade, conversion, or connection of cesspools should be
accomplished according to the priority levels established.

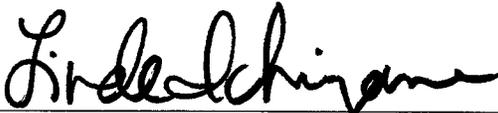


Your Committees have amended this measure by:

- (1) Requiring cesspools categorized as priority level 1 according to the University of Hawaii 2022 Hawaii Cesspool Prioritization Tool that are attached to or used by housing or lodging that provides transient accommodations to be upgraded, converted, or connected before January 1, 2035;
- (2) Requiring cesspools categorized as priority level 2 according to the University of Hawaii 2022 Hawaii Cesspool Prioritization Tool that are attached to or used by housing or lodging that provides transient accommodations to be upgraded, converted, or connected before January 1, 2040;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

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. 1759, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1759, H.D. 1, and be referred to your Committee on Finance.

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


LINDA ICHIYAMA, Chair


NICOLE E. LOWEN, Chair



Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No: HB 1759	Committee Referral: EEP/WAL, FIN	Date: 2/13/24		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
EEP Members	Ayes	Ayes (WR)	Nays	Excused
1. LOWEN, Nicole E. (C)	✓			
2. COCHRAN, Elle (VC)	✓			
3. GATES, Cedric Asuega				✓
4. KAHALOA, Kirstin	✓			
5. PERRUSO, Amy A.	✓			
6. WOODSON, Justin H.				✓
7. WARD, Gene				✓
TOTAL (7)	4			3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: <i>Elle Cochran</i>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				

