Honolulu, Hawaii

Felg, 2006

RE: H.B. No. 2442 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committees on Water, Land, & Ocean Resources and Public Safety & Military Affairs, to which was referred H.B. No. 2442 entitled:

"A BILL FOR AN ACT RELATING TO MILITARY INSTALLATIONS,"

beg leave to report as follows:

The purpose of this bill is to prevent the closure of military installations due to encroachment of civilian urban growth by requiring notification to the commanding officer of a military installation of any application for county zoning changes and any petition for state land use district boundary amendments of land near a military installation.

The Department of Defense testified in support of this bill. The Land Use Research Foundation of Hawaii opposed this measure. The Department of Planning and Permitting of the City and County of Honolulu and The Chamber of Commerce of Hawaii offered comments.

Your Committees have amended this bill by deleting:

- (1) The requirement that county notification must take place not less than 60 days prior to the earliest administrative hearing on the application;
- (2) The provision that failure of the commanding officer to respond to a county or state notification shall not

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presume that the application or petition will have no adverse effects on the military installation; and

(3) The requirement that the commanding officer of the military installation shall have an opportunity to intervene in petitions for state district boundary amendments.

Your Committees have further amended this bill by narrowing the definition of "military installation" to a military base, airport, or camp.

As affirmed by the records of votes of the members of your Committees on Water, Land, & Ocean Resources and Public Safety & Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2442, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2442, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on behalf of the members of the Committees on Water, Land, & Ocean Resources and Public Safety & Military Affairs,

KEN ITO, Chair

EZBA R. KANOHO, Chair

45CR 157-06

## State of Hawaii House of Representatives The Twenty-third Legislature

## Record of Votes of the Committee on Water, Land, & Ocean Resources

Bill/Resolution No.:  HB 2442	Date:	2/3/06	)	
Committee Referral: WLO/PSM, JUD, FIN	☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to:  Pass, unamended	Pass, with amendments			
☐ Hold		Recommit		
WLO Members	Ayes	Ayes (WR)	Nays	Excused
1. KANOHO, Ezra R. (C)	V			,
2. SCHATZ, Brian (VC)				
3. BERG, Lyla B., Ph.D.	<i>V</i>			
4. CARROLL, Mele				
5. EVANS, Cindy	V,			
6. HARBIN, Bev	_ V			
7. MORITA, Hermina M.				~
8. WATERS, Tommy	U,			
9. MEYER, Colleen Rose	<i>ν,</i>	2002		
10. THIELEN, Cynthia				
TOTAL	7			3
The recommendation is:  Adopted  If joint referral,				

## State of Hawaii House of Representatives The Twenty-third Legislature

## Record of Votes of the Committee on Public Safety and Military Affairs

Bill/Resolution No.:	Date:			
HB2442	February 3, 2006			
Committee Referral: WLO/PSM, JUD, FIN	☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to:  Pass, unamended	Pass, with amendments			
☐ Hold	□ Recommit			
PSM Members	Ayes Ayes (WR) Nays Excused			
1. ITO, Ken (C)				
2. CHONG, Pono (VC)				
3. LEE, Marilyn B.				
4. NAKASONE, Bob				
5. SHIMABUKURO, Maile S.L.				
6. SOUKI, Joseph M.				
7. TANAKA, Kameo				
8. YAMANE, Ryan I.				
9. MOSES, Mark S.				
10. STONEBRAKER, Bud				
TOTAL				
TOTAL	1 3			
The recommendation is:  Adopted  Not Adopted  If joint referral, did not support recommendation.  Committee acronym(s)  Vice Chair's or designee's signature:				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office Duplicate (Pink) – HMSO				

Record of Votes PSM