STAND. COM. REP. NO. 1379-06

Honolulu, Hawaii

April 4, 2006

RE: H.C.R. No. 287 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 Public Safety & Military Affairs and Water, Land, & Ocean Resources, to which was referred H.C.R. No. 287 entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF ALL STREAMS AND DRAINAGE CHANNELS IN THE STATE OF HAWAII,"

beg leave to report as follows:

The purpose of this concurrent resolution is to request the Chairperson of the Board of Land and Natural Resources (BLNR) to conduct a study of all streams and drainage channels in the State.

The Kaneohe Neighborhood Board supported this measure. The Department of Land and Natural Resources opposed this concurrent resolution.

Your Committees find that recent and past heavy rains have caused substantial property damage and health and safety concerns. The problem stems from poor maintenance over the years and the reluctance of private owners and governmental agencies to take responsibility for the clean up and restoration of these streams and drainage channels.

According to BLNR, the State and counties maintain their own respective streams. Furthermore, the counties are empowered to compel compliance by private owners through fines.

Your Committees have amended this concurrent resolution by:

- (1) Removing the Chairperson of the BLNR and instead requesting BLNR to conduct the study;
- (2) Requesting the counties to conduct the study along with BLNR;
- (3) Amending the title of this measure to read: "REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES AND THE COUNTIES TO CONDUCT A STUDY OF ALL STREAMS AND DRAINAGE CHANNELS IN THE STATE OF HAWAII"; and
- (4) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the records of votes of the members of your Committees on Public Safety & Military Affairs and Water, Land, & Ocean Resources that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 287, as amended herein, and recommend its adoption in the form attached hereto as H.C.R. No. 287, H.D. 1.

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

KEN ITO, Chair

EZRA R. KANOHO, Chair

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Public Safety & Military Affairs

Bill/Resolution No.:	Date:	Date:			
HCR 287	March 30, 2006				
Committee Referral: PSM/WLO	☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended	Pass, with amendments				
☐ Hold	☐ Red	commit "			
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	5	1		4	
	<u>'</u>			-	
The recommendation is: Adopted					
☐ Not Adopted					
If joint referral, did not support recommendation.					
comr	nittee acronym(s	s)			
Vice Chair's or designee's signature:					
Ky 2 for					
Distribution: Original (White) – Committee D	puplicate (Yellov	v) – Clerk's Office			

State of Hawaii House of Representatives The Twenty-third Legislature

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

Bill/Resolution No.: HCR 28-7	Date:	3/30/0	6				
Bill/Resolution No.: HCR 287 HRWW 3/30/06 Committee Referral: The committee is reconsidering its previous decision on the measure.							
The recommendation is to: Pass, unamended Pass, with amendments							
☐ Hold	□ R	ecommit					
WLO Members	Ayes	Ayes (WR)	Nays	Excused			
1. KANOHO, Ezra R. (C)							
2. SCHATZ, Brian (VC)	, , , , , , , , , , , , , , , , , , ,						
3. BERG, Lyla B., Ph.D.							
4. CARROLL, Mele							
5. EVANS, Cindy							
6. HARBIN, Bev7. MORITA, Hermina M.							
8. WATERS, Tommy							
9. MEYER, Colleen Rose							
10. THIELEN, Cynthia							
			-/				
TOTAL	8	9	\mathscr{D}	2			
The recommendation is: Adopted	d						
☐ Not Add	opted						
/		did not sunns	ort racommandation				
If joint referral, did not support recommendation.							
Vice Chair's or designee's signature:							
-							
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office							