STAND. COM. REP. NO. 3395

Honolulu, Hawaii

APR - 6 2006

RE: H.B. No. 2199

H.D. 2 S.D. 1

Honorable Robert Bunda President of the Senate Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Judiciary and Hawaiian Affairs, to which was referred H.B. No. 2199, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT,"

begs leave to report as follows:

The purpose of this measure is to prohibit state officials from binding the State to government procurement rules in an international trade agreement without legislative action.

Your Committee received testimony in support of this measure from the Hawaii State AFL-CIO; the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and the ILWU Local 142.

Your Committee finds that a number of today's international free trade agreements contain policy obligations and restrictions that would take precedence over state and local government provisions relating to state purchasing laws and preferences. These trade agreements may undermine state and local laws in some cases, such as laws relating to the minimum amounts of recycled materials that must be used in certain instances, laws discouraging off-shoring of jobs, and laws encouraging the purchase of locally-produced goods and services. Your Committee finds that giving up such local restrictions and requirements is not to be done lightly. This measure will prohibit the binding of the State to government procurement rules contained in an

international trade agreement without legislative knowledge and approval.

As affirmed by the record of votes of the members of your Committee on Judiciary and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2199, H.D. 2, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Judiciary and Hawaiian Affairs,

COLLEEN HANABUSA, Chair

The Senate Twenty-Third Legislature State of Hawaii

Record of Votes of the Committee on Judiciary and Hawaiian Affairs (Bills and Resolutions)

Measure:* нв 2199 нд2, SD1	Committee Re		Date:	Date: 4 4 0 6		
The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:						
The Recommendation is to:						
					Recommit (2313)	
Members		Ayes	Ayes(WR)	Nays	Excused	
HANABUSA, Colleen (C)		/				
HEE, Clayton (VC)						
CHUN OAKLAND, Suzanne						
ENGLISH, J. Kalani						
IHARA, Jr., Les					/	
WHALEN, Paul						
		and the second s				
TOTAL		5	0	ව	1	
Recommendation: Adopted			Not Adopted			
Chair's or Designee's Signature:						
Distribution : Original File with Committee	Report Cle	Yellow erk's Office	Pink Drafting Agend		denrod ee File Copy	

^{*}Do <u>not</u> list more than one measure per Record of Votes.