STAND. COM. REP. NO. 2611

Honolulu, Hawaii

MAR - 3 2006

RE: S.B. No. 2413

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 Commerce, Consumer Protection, and Housing, to which was referred S.B. No. 2413 entitled:

"A BILL FOR AN ACT RELATING TO PERMIT APPROVALS,"

begs leave to report as follows:

The purpose of this measure is to repeal current statutory provisions allowing automatic approval of applications for business- or development-related permits, licenses, and approvals when an agency fails to grant or deny the application within the established maximum period of time.

Testimony in support of the measure was submitted by the Sierra Club Hawaii Chapter, Conservation Council for Hawaii, Hawaii's Thousand Friends, and two individuals. The Department of Land and Natural Resources, General Contractors Association of Hawaii, Land Use Research Foundation of Hawaii, Hawaii Reserves, Inc., the Hawaii Association of Realtors, and the National Federation of Independent Businesses in Hawaii opposed the measure.

Your Committee finds that automatic permit approval is controversial. It has been criticized as poor policy and praised as ensuring timely processing of applications. Your Committee finds that the issues raised by this measure deserve further discussion. Accordingly, your Committee has amended the effective date of the measure to read July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2413, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2413, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committee on Commerce, Consumer Protection, and Housing,

RON MENOR, Chair

## The Senate Twenty-Third Legislature State of Hawaii

## Record of Votes of the Committee on Commerce, Consumer Protection and Housing (Bills and Resolutions)

Measure:* Committee Referral: Date: 3/2/06				
The committee is reconsidering its previous decision on this measure.  If so, then the previous decision was to:				
The Recommendation is to:				
Pass, unamended Pass, with amendments Hold Recommit (2312) (2311) (2310) (2313)				
Members	Ayes	Ayes(WR)	Nays	Excused
MENOR, Ron (C)				· ·
BAKER, Rosalyn H. (VC)				
ESPERO, Will IGE, David Y.		, ,		
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SAKAMOTO, Norman HOGUE, Bob				
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TOTAL	3	2		/ / / / / / / / / / / / / / / / / / /
Recommendation:  Adopted Not Adopted				
Chairs or Designee's Signature:				
Distribution:         V         Original         Yellow         Pink         Goldenrod           File with Committee Report         Clerk's Office         Drafting Agency         Committee File Copy				

<sup>\*</sup>Do not list more than one measure per Record of Votes.