STAND. COM. REP. NO. 240

Honolulu, Hawaii

FCB 17

, 2006

RE: S.B. No. 3168

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

Sir:

Your Committees on Intergovernmental Affairs and Water, Land, and Agriculture, to which was referred S.B. No. 3168 entitled:

"A BILL FOR AN ACT RELATING TO THE DISPOSITION OF REAL PROPERTY,"

beg leave to report as follows:

The purpose of this measure is to allow each county to grant, sell, or otherwise dispose of easements for chilled water and seawater distribution systems for renewable energy seawater air conditioning district cooling systems by negotiation without public auction.

Hawaii Renewable Energy Alliance and Honolulu Seawater Air Conditioning LLC submitted testimony in support of this measure.

Your Committees find that easements for public utilities may be granted, sold, or otherwise disposed of by negotiation without public auction. Seawater air conditioning district cooling systems are exempt from public utility company regulation, so they are not classified as public utilities for the benefit of obtaining easements without public auction.

Your Committees further find that seawater air conditioning district cooling systems provide many public benefits, including helping the state and county governments reach energy policy goals and mandates. This measure will allow a county to grant, sell, or otherwise dispose of easements for chilled water and seawater distribution systems for renewable energy seawater air conditioning district cooling systems by negotiation without

public auction, thereby giving system developers a more expeditious and cost-effective way to obtain easements.

As affirmed by the records of votes of the members of your Committees on Intergovernmental Affairs and Water, Land, and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3168 and recommend that it pass Second Reading and be referred to the Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committees on Intergovernmental Affairs and Water, Land, and Agriculture,

RUSSELL S. KOKUBUN, Chair

DAVID Y. GE. Cha

## The Senate Twenty-Third Legislature State of Hawaii

## Record of Votes of the Committee on Intergovernmental Affairs (Bills and Resolutions)

Measure:*	Committee Referral:		I I	Date:				
SB 3168	IGA/WIA, WAM 2-13-02							
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			
IGE, David Y. (C)								
KIM, Donna Mercado (VC)		/	:					
BAKER, Rosalyn H.	······································				/			
ENGLISH, J. Kalani				regarding to the second	eng and name			
INOUYE, Lorraine R.		:		War 1,144,121	/			
NISHIHARA, Clarence K.	gail to sugar accept							
SLOM, Sam		/						
	· · · · · · · · · · · · · · · · · · ·		Bartie 15 15 15 15 15 15 15 15 15 15 15 15 15					
			i i prima a Maria di San					
	· · · · · · · · · · · · · · · · · · ·	. 1						
				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1				
TOTAL		5			2			
Recommendation:								
Adopted			Not Adopted					
Chair's or Designee's Signature:								
Amo Freundo Ki								
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy								
7 17.11. 00				-, -, -, -, -, -, -, -, -, -, -, -, -, -				

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

## The Senate Twenty-Third Legislature State of Hawaii

## Record of Votes of the Committee on Water, Land and Agriculture (Bills and Resolutions)

Measure:* SB3/68	Committee Referral:  IGA/WA, h		Date:	2/13/	66			
The committee is reconsidering its previous decision on this measure.  If so, then the previous decision was to:								
The Recommendation is to:								
Pass, unamended (2312)	Pass, with an		Hold Recommit (2310) (2313)					
Members		Ayes	Ayes(WR)	Nays	Excused			
KOKUBUN, Russell S. (C)		V						
HOOSER, Gary L. (VC)					<b>✓</b>			
ENGLISH, J. Kalani								
FUNUNAGA, Calul			<u>                                     </u>					
HEMMINGS, Fred								
		1						
		* ****						
		<del></del>						
	· 2							
			****					
		new to t						
:								
	:	-						
		·						
			:					
TOTAL		4						
Recommendation:  Adopted  Not Adopted								
Chair's or Designee's Signature:  Our July July 1998								
Distribution:       Original       Yellow       Pink       Goldenrod         File with Committee Report       Clerk's Office       Drafting Agency       Committee File Copy								

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