

STAND. COM. REP. NO.

1786

Honolulu, Hawaii

Aj-04 , 2007

RE: H.R. No. 39
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which
was referred H.R. No. 39 entitled:

"HOUSE RESOLUTION REQUESTING ALL BRANCHES OF THE UNITED
STATES GOVERNMENT TO PROHIBIT DUMPING OF VESSEL SEWAGE WITHIN
THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE
SANCTUARY,"

begs leave to report as follows:

The purpose of this resolution is to protect the water
quality of, and thereby the aquatic life in, the Hawaiian Islands
Humpback Whale National Marine Sanctuary (Whale and Marine
Sanctuary) by requesting United States government agencies to
prohibit the dumping of vessel sewage within the boundaries of the
Whale Marine Sanctuary by creating a no-discharge zone and
requiring federal agencies to adopt necessary regulations.

The Cetacea Defence Organisation-United Kingdom and numerous
concerned individuals submitted testimony in support of this
resolution. The Department of Land and Natural Resources (DLNR)
supported the intent of this measure.

Your Committee finds that:

- (1) The economic implications to our tourism-based economy
of;

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- (2) The large number and diversity of users and uses of; and
- (3) The critical habitats, such as the breeding ground of the endangered North Pacific humpback whale, and complex ecosystems of marine life populations within;

Hawaii's ocean resources require that the ocean area where vessels are prohibited from dumping sewage be expanded beyond the boundaries of the Whale and Marine Sanctuary. Accordingly, your Committee has amended this resolution by:

- (1) Changing its title to read as follows:

"REQUESTING ALL BRANCHES OF THE UNITED STATES GOVERNMENT TO PROHIBIT DUMPING OF VESSEL SEWAGE IN FEDERAL WATERS IN THE VICINITY OF THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY;"

- (2) Requesting the United States Congress to prohibit the dumping of vessel sewage, not only in the Whale and Marine Sanctuary, but also in federal waters in the vicinity of the Hawaiian islands;
- (3) Clarifying that Maui County provides reimbursements to vessel operators for pumping sewage from their vessels at Maalaea Harbor via mobile pump trucks for land-based treatment;
- (4) Clarifying that the permanent sewage treatment facilities at certain harbors provided by the State are land-based facilities; and
- (5) Requesting the Division of Boating and Ocean Recreation of DLNR to develop a plan to implement the use of "pump-don't dump" stations for the disposal of vessel sewage at land-based sewage treatment facilities.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 39, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 39, H.D. 1.



Respectfully submitted on
behalf of the members of the
Committee on Energy &
Environmental Protection,

Mele Carroll
for: HERMINA MORITA, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

Bill/Resolution No.: HR 39		Date: <div style="font-size: 1.2em; font-family: cursive;">3-29-2007</div>		
Committee Referral: EEP, WLH		<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.		
The recommendation is to: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div> <input type="checkbox"/> Pass, unamended <input type="checkbox"/> Hold </div> <div> <input checked="" type="checkbox"/> Pass, with amendments <input type="checkbox"/> Pass, with amendments, for recommittal for further consideration </div> </div>				
EEP Members	Ayes	Ayes (WR)	Nays	Excused
1. MORITA, Hermina M. (C)	✓			
2. CARROLL, Mele (VC)	✓			
3. CHONG, Pono	✓			
4. ITO, Ken	✓			
5. MAGAOAY, Michael Y.	✓			
6. SAGUM, Roland D., III	✓			
7. SAIKI, Scott K.				✓
8. THIELEN, Cynthia				✓
TOTAL	6	0	0	2

The recommendation is: ☒ Adopted
 ☐ Not Adopted

If joint referral, _____ did not support recommendation.
 committee acronym(s)

Vice Chair's or designee's signature:

[Signature]

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