

STAND. COM. REP. NO.

1584

Honolulu, Hawaii

APR 05 2007

RE: H.B. No. 30
H.D. 2
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred H.B.
No. 30, H.D. 2, entitled:

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

begs leave to report as follows:

The purpose of this bill is to protect Hawaii's interests in
international trade agreements.

The bill accomplishes this by:

- (1) Requiring legislative consent prior to binding the State
to an international trade agreement;
- (2) Creating legislative points of contact to serve as
liaisons between the Legislature, the Governor, and the
federal government on trade-related matters;
- (3) Establishing the Office of Trade Enforcement to monitor,
analyze, and assess trade; and
- (4) Establishing the Citizens' Commission on Globalization
to make policy recommendations on trade issues to state
and federal agencies.

Comments in support of this measure were submitted by the
Hawaii Government Employees Association, ILWU Local 142, and

HB30 SD1 SSCR LRB 07-4104.doc



Public Citizen. The Attorney General and the Hawaii State AFL-CIO submitted comments on this measure.

Your Committee finds that the State has an interest in ensuring that provisions of international trade agreements are fair and do not harm various sections, groups, and industries within the State. However, your Committee finds that the scope of this bill is too broad to adequately protect the interests of Hawaii. Your Committee feels that it is more appropriate for the Legislature to address issues of procurement as they appear in international trade agreements. Procurement involves the expenditure of state tax dollars, and the federal government has traditionally refrained from binding states to the procurement provisions of international trade agreements without first giving the states' governors the choice to voluntarily bind the state to those provisions.

Accordingly, your Committee has amended this measure by:

- (1) Deleting section 1 of the bill which creates a new chapter of the Hawaii Revised Statutes entitled the "Jobs, Trade, and Democracy Act," and inserting provisions found in S.B. No. 1039 that relate to legislative approval of international trade agreements;
- (2) Requiring legislative consent prior to binding the State to international trade agreements with regard to those provisions in the agreements that relate to state procurement and preferences;
- (3) Allowing for special sessions of the legislature to consider approval for trade agreements that arise during the interim; and
- (4) Specifying that this measure shall not affect the binding nature of any international trade agreement on the State that the Governor has agreed to prior to the effective date of this measure.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 30, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 30, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.



Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



ROSALYN H. BAKER, Chair



The Senate
Twenty-Fourth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB 30, HD2	Committee Referral: WAM	Date: 4/3/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	/			
TSUTSUI, Shan S. (VC)	/			
CHUN OAKLAND, Suzanne	/			
ENGLISH, J. Kalani	/			
FUKUNAGA, Carol	/			
HOOSER, Gary L.	/			
KIM, Donna Mercado	/			
MENOR, Ron	/			
TOKUDA, Jill N.				/
HEMMINGS, Fred	/			
WHALEN, Paul		/		
TOTAL	9	1	0	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; margin-top: 10px;"> </div>				
<div style="display: flex; justify-content: space-between;"> <div style="text-align: center;"> Distribution: Original File with Committee Report </div> <div style="text-align: center;"> Yellow Clerk's Office </div> <div style="text-align: center;"> Pink Drafting Agency </div> </div>				

*Only one measure per Record of Votes