

STAND. COM. REP. NO. 2466

Honolulu, Hawaii

FEB 15 2008

RE: S.B. No. 2192

S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Madam:

Your Committees on Health and Intergovernmental and Military Affairs, to which was referred S.B. No. 2192 entitled:

"A BILL FOR AN ACT RELATING TO SOLID WASTE,"

beg leave to report as follows:

The purpose of this measure is to protect the public health, safety, and welfare of the community adjacent to or near the Waimanalo Gulch landfill by requiring the Department of Health to conduct an independent study and determination of the effect of the requested permit modifications on the stability and structural integrity of the existing landfill, particularly the increased risk of a landslide occurring as a result of the requested permit modifications.

Your Committees received testimony in support of this measure from one individual. Your Committees received testimony in opposition to this measure from the Department of Health and the City and County of Honolulu Department of Environmental Services.

Your Committees find that the permit modification request presented for review by the City and County of Honolulu and the landfill operator only included a static and seismic stability analysis of one-third of the landfill fronting Farrington Highway. Your Committees further find that legitimate concerns have been raised regarding the expertise and requisite background of the Department of Health engineer that conducted the initial analysis.



Accordingly, your Committees have amended this measure by:

- (1) Requiring the Department of Health to establish measures to ensure the accuracy of the findings derived from the study; and
- (2) Requiring the Department of Health to conduct and complete the study without negatively impacting the City and County of Honolulu's operations or permitting procedures.

As affirmed by the records of votes of the members of your Committees on Health and Intergovernmental and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2192, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2192, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Health and
Intergovernmental and Military
Affairs,


LORRAINE R. INOUÉ, Chair


DAVID Y. IGE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 2192	Committee Referral: HTH / IGM, WAM02-13-08	Date: 02-13-08
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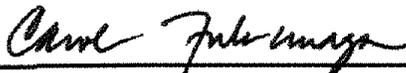
The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312 Pass, with amendments 2311 Hold 2310 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
FUKUNAGA, Carol (VC)	✓			
BAKER, Rosalyn H.	✓			
MENOR, Ron	✓			
WHALEN, Paul				✓
TOTAL	4			1

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:


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*Only one measure per Record of Votes

The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Intergovernmental and Military Affairs
IGM

Bill / Resolution No.:*	Committee Referral:	Date:
SB 2192	HTH/IGM, WAM	2/13/08

The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312 Pass, with amendments 2311 Hold 2310 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
INOUE, Lorraine R. (C)	/			
TSUTSUI, Shan S. (VC)	/			
HEMMINGS, Fred			/	
TOTAL	2	0	1	0

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:


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