STAND. COM. REP. NO. 1579

Honolulu, Hawaii

ART. 18 , 2009

RE: H.R. No. 58 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committee on Energy & Environmental Protection, to which was referred H.R. No. 58 entitled:

"HOUSE RESOLUTION REQUESTING HAWAII AMERICAN WATER COMPANY TO IMPLEMENT AN ODOR MITIGATION PLAN FOR ITS FACILITY IN HAWAII KAI,"

begs leave to report as follows:

The purpose of this resolution is to request:

- (1) Hawaii American Water Company (HAWC) to develop an odor mitigation plan by September 2009; and
- (2) The Director of the Department of Health (DOH) to monitor the implementation of odor mitigation measures and report to the Hawaii Kai Neighborhood Board on the progress.

Several concerned individuals supported this resolution. DOH and HAWC opposed this resolution. The Representative for the $17^{\rm th}$ District provided comments.

Your Committee finds that the Public Utilities Commission (PUC), as the regulator of rates charged by HAWC, has a role in addressing the resources available to HAWC in its efforts to mitigate offensive odors emanating from its facility.

Accordingly, your Committee has amended this resolution by requesting PUC to:

- (1) Review the rates charged by HAWC and to determine whether they are sufficient to make adequate facilities upgrades, including odor mitigation measures; and
- (2) Determine whether odor mitigation measures have been implemented if the rates are deemed sufficient;

Other technical, nonsubstantive amendments have been 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. 58, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 58, H.D. 1.

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

DENNY COFFMAN, Acting Chair and Vice Chair

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State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Energy & Environmental Protection

Bill/Resolution No.: HR 58	Committee Referral:	Date	3.31.09	
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
EEP Members	Ayes	Ayes (WR)	Nays	Excused
1. MORITA, Hermina M. (C)	✓			7
2. COFFMAN, Denny (VC)				
3. CABANILLA, Rida				Y
4. CHANG, Jerry L.				
5. CHONG, Pono				
6. HAR, Sharon E.				✓
7. HERKES, Robert N.				/
		- 12		
8. ITO, Ken				✓
A LEE CL :				
9. LEE, Chris				
10. LUKE, Sylvia				
11. SAGUM, Roland D., III	✓			
12. CHING, Corinne W.L.	V			
13. THIELEN, Cynthia				
TOTAL (13)	8	0	0	5
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				