STAND. COM. REP. NO. 1092

Honolulu, Hawaii

Menh 23 , 2009

RE: S.B. No. 880

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

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 880 entitled:

"A BILL FOR AN ACT RELATING TO GAS PIPELINE SYSTEMS,"

begs leave to report as follows:

The purpose of this bill is to repeal the Public Utilities Commission's (PUC) responsibility for gas pipeline safety and inspections, as those functions have been performed by the U.S. Department of Transportation's Office of Pipeline Safety (OPS) since 1993.

PUC testified in support of this bill.

Part IV of Chapter 269, Hawaii Revised Statutes (HRS), requires PUC to establish safety standards consistent with federal regulations for gas pipeline systems, and authorizes PUC to conduct inspections to determine compliance. However, in March 1993, OPS preempted PUC's authority in this area due to a lack of state inspection staff. Because the State has not obtained recertification from the U.S. Department of Transportation, the provisions of Part IV of Chapter 269, HRS, remain supplanted by federal authority over gas pipeline safety.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 880 and recommends that it pass Second Reading and be referred to the Committee on Finance.

SB880 HSCR CPC HMS 2009-3084



Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Committee Referral:	Date	3/16/	109
☐ 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)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. HERKES, Robert N. (C)				
2. WAKAI, Glenn (VC)				
3. BELATTI, Della Au				\
4. CABANILLA, Rida				
5. CARROLL, Mele				
6. ITO, Ken				
7. KARAMATSU, Jon Riki				
8. LUKE, Sylvia				
9. McKELVEY, Angus L.K.				
10. MIZUNO, John M.		2111		
11. MORITA, Hermina M.				V
12. SOUKI, Joseph M.				
13. TSUJI, Clift				
14. MARUMOTO, Barbara C.		4		
15. THIELEN, Cynthia				
			1	
TOTAL (15)	/ 12		4	3
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				
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