

STAND. COM. REP. NO.

3008

Honolulu, Hawaii

APR 01 2010

RE: H.B. No. 2294
H.D. 2
S.D. 2

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred H.B. No. 2294, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURE,"

begs leave to report as follows:

The purpose of this measure is to establish fines for the failure to pay, bill, or remit the inspection, quarantine, and eradication fee.

Additionally, this measure exempts liquid bulk freight, cement bulk freight, coal bulk freight, and aggregate bulk freight from the fee.

Your Committee received written comments in support of this measure from AES Hawaii, Inc., Grace Pacific Corporation, Hawaiian Cement, Monsanto Hawaii, The Nature Conservancy, and one concerned individual. The written comments may be reviewed on the Legislature's website.

Your Committee finds that the fines established by this measure will ensure payment of the inspection, quarantine, and eradication service fee to ultimately fund the operation of pest inspection, quarantine, eradication, biosecurity, and monitoring programs. The fee will also support the operation of related facilities, as well as the execution of emergency remedial measures when invasive pests are detected in the course of inspection and quarantine activities. Your Committee also finds

HB2294 SD2 SSCR LRB 10-2321.doc

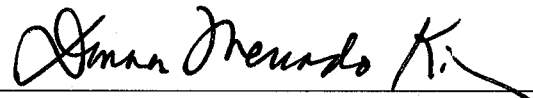


that exempting liquid bulk freight, cement bulk freight, coal bulk freight, and aggregate bulk freight from the fee is consistent with the provisions of the federal Agricultural Risk Protection Act of 2000.

Your Committee amended this measure by changing the effective date to July 1, 2055, to facilitate further discussion on 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. 2294, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2294, H.D. 2, S.D. 2.

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



DONNA MERCADO KIM, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB 2294 HD2 SD1	Committee Referral: WTL, WAM	Date: 3/24/2010										
<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-start;"> <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								
KIM, Donna Mercado (C)	/											
TSUTSUI, Shan S. (VC)	/											
CHUN OAKLAND, Suzanne	/											
ENGLISH, J. Kalani	/											
FUKUNAGA, Carol				/								
GALUTERIA, Brickwood	/											
HEE, Clayton	/											
HOOSER, Gary L.	/											
KIDANI, Michelle N.	/											
KOKUBUN, Russell S.	/											
TOKUDA, Jill N.	/											
HEMMINGS, Fred	/											
TOTAL	11	0	0	1								
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>												
Chair's or Designee's Signature: 												
<table style="width: 100%; font-size: small;"> <tr> <td style="width: 25%;">Distribution:</td> <td style="width: 25%;">Original</td> <td style="width: 25%;">Yellow</td> <td style="width: 25%;">Pink</td> </tr> <tr> <td></td> <td>File with Committee Report</td> <td>Clerk's Office</td> <td>Drafting Agency</td> </tr> </table> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> Goldenrod Committee File Copy </div>					Distribution:	Original	Yellow	Pink		File with Committee Report	Clerk's Office	Drafting Agency
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*Only one measure per Record of Votes