STAND. COM. REP. NO. **Z&3** -10

Honolulu, Hawaii Fe SN , 2010 RE: H.B. No. 2917

H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 2917 entitled:

"A BILL FOR AN ACT RELATING TO NUISANCES,"

begs leave to report as follows:

The purpose of this bill is to require the Department of Health (DOH) to immediately suspend any operation causing a foul or noxious odor, gas, or vapor until DOH can determine the odor, gas, or vapor is not dangerous or injurious to people's health.

The Department of Agriculture, DOH, Alexander and Baldwin, Inc., West County Farm Bureau, Maui Cattlemen's Association, and Hawaii Farm Bureau Federation opposed this bill.

Your Committee has amended this bill to include an exception for farming operations that are protected by the Hawaii Right to Farm Act under Chapter 165, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2917, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2917, H.D. 1, and be referred to the Committee on Finance.





Respectfully submitted on behalf of the members of the Committee on Health,

Chair

HB2917 HD1 HSCR HLT HMS 2010-1817

tISCR 283-10

State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Health

Bill/Resolution No.:	Committee Referral:		Date:	
HB 2917	HLT, FIN Feb. 9, 2010			
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) 				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)				
				·/
2. NISHIMOTO, Scott Y. (VC)				
3. BELATTI, Della Au				
4. BERTRAM, Joe, III				
5. BROWER, Tom				
6. CARROLL, Mele				
7. MIZUNO, John M.				
8. SHIMABUKURO, Maile S.L.				
9. FINNEGAN, Lynn				
		++		
TOTAL (9)	6	l		2
The recommendation is: Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				