

STAND. COM. REP. NO.

536

Honolulu, Hawaii

Feb 20, 2009

RE: H.B. No. 939

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

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred H.B. No. 939, entitled:

"A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT,"

begs leave to report as follows:

The purpose of this bill is to balance the increased cost of development and streamlining the permit process with the need to protect the environment.

This bill increases the valuation of developments that require special management area (SMA) minor permits to \$250,000 to reflect the increase in the costs of construction, while maintaining the protection of the environment.

Currently, an SMA minor permit is required for a development:

- (1) With a valuation not in excess of \$125,000; and
- (2) With no substantial adverse environmental or ecological impacts.

Developments with greater valuations or that may have substantial adverse environmental or ecological impacts require SMA use permits.

Hawaiian Telcom, Maui Contractors Association, and several individuals testified in support of this bill. An individual supported this bill with amendments. The Office of Hawaiian

HB939 HSCR WLO HMS 2009-2231

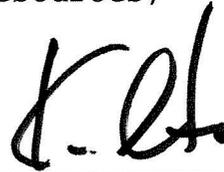


Affairs, Hawaii's Thousand Friends, Sierra Club, Hawaii Chapter, and an individual opposed this measure. The Department of Business, Economic Development, and Tourism and two individuals offered comments.

Your Committee finds that this threshold was last adjusted in 1991.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 939 and recommends that it pass Second Reading and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Water, Land, &  
Ocean Resources,



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KEN ITO, Chair



State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

HSCR 536

**Record of Votes of the Committee on Water, Land, & Ocean Resources**

<b>Bill/Resolution No.:</b> HB939	<b>Committee Referral:</b> WLO, JUD	<b>Date:</b> 2/13/09		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
<b>WLO Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
1. ITO, Ken (C)	✓			
2. HAR, Sharon E. (VC)	✓			
3. CABANILLA, Rida	✓			
4. CHANG, Jerry L.	✓			
5. CHONG, Pono	✓			
6. COFFMAN, Denny			✓	
7. HERKES, Robert N.	✓			
8. LEE, Chris			✓	
9. LUKE, Sylvia	✓			
10. MORITA, Hermina M.		✓		
11. SAGUM, Roland D., III	✓			
12. CHING, Corinne W.L.		✓		
13. THIELEN, Cynthia			✓	
<b>TOTAL (13)</b>	8	2	3	
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <span style="margin-left: 150px;">committee acronym(s)</span>				
<b>Vice Chair's or designee's signature:</b> _____ <div style="text-align: center; font-size: 24pt; font-family: cursive;">K. L. H.</div>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				