

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2936

S.D. 1

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

Madam:

Your Committees on Public Safety and Military Affairs and Transportation, International and Intergovernmental Affairs, to which was referred S.B. No. 2936 entitled:

"A BILL FOR AN ACT RELATING TO SHIPPING CONTAINER INSPECTIONS,"

beg leave to report as follows:

The purpose of this measure is to allow the state inspection of shipping containers by the Department of Defense and Department of Transportation for the purpose of detecting and confiscating explosives.

Your Committees received testimony in support of this measure from one private entity, one community entity, and four individuals. Comments were received from one government entity. Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees find that the inspection of shipping containers is a major element of protecting against terrorism. Particularly with the State's isolation and the numerous containers arriving by ships, it is imperative that the State take the initiative to require inspection of shipping containers. Your Committees further find that the only agencies other than federal agencies with existing statutory authority to open and inspect shipping containers is the Department of Agriculture to control invasive species and the county fire departments for fireworks inspections.

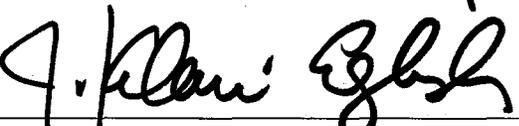


Your Committees have amended this measure by:

- (1) Extending the same breadth of authority to conduct shipping container inspections to the Department of Agriculture;
- (2) Designating the Department of Defense as the State's lead agency to coordinate inspections of containers among state and county agencies;
- (3) Clarifying the purpose section to describe current efforts among shippers to voluntarily inspect their own containers; and
- (4) Changing the effective date to July 1, 2525, to continue the discussions on this matter.

As affirmed by the records of votes of the members of your Committees on Public Safety and Military Affairs and Transportation, International and Intergovernmental Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2936, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2936, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committees on Public Safety and  
Military Affairs and  
Transportation, International  
and Intergovernmental Affairs,

  
\_\_\_\_\_  
J. KALANI ENGLISH, Chair

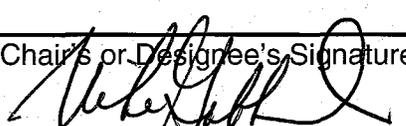
  
\_\_\_\_\_  
WILL ESPERO, Chair





The Senate  
 Twenty-Fifth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Transportation, International and Intergovernmental Affairs**  
**TIA**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2936	PSM/TIA	2-16-10		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
ENGLISH, J. Kalani (C)	✓			
GABBARD, Mike (VC)	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	5	—	—	—
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original             Yellow             Pink             Goldenrod File with Committee Report             Clerk's Office             Drafting Agency             Committee File Copy				

\*Only one measure per Record of Votes