

STAND. COM. REP. NO.

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Honolulu, Hawaii

FEB 11 2011

RE: S.B. No. 1326  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committees on Water, Land, and Housing and Public Safety, Government Operations, and Military Affairs, to which was referred S.B. No. 1326 entitled:

"A BILL FOR AN ACT RELATING TO COSTS OF RELOCATION AND UNDERGROUNDING OF UTILITY FACILITIES,"

beg leave to report as follows:

The purpose and intent of this measure is to allow cost sharing in a state or county project for the relocation, undergrounding, or installation of new utility facilities.

Your Committees received testimony in support of this measure from the Department of Transportation and a representative of the Hawaiian Electric Company, Inc.

Your Committees find that under section 103D-309, Hawaii Revised Statutes, cost sharing applies only to relocation of facilities pursuant to section 264-33, Hawaii Revised Statutes. Your Committees further find that this measure allows cost sharing for work in addition to the relocation of facilities, such as undergrounding and installation of new facilities, which benefits both the public and state agencies by allowing projects to be advertised and awarded without waiting for the deposit of utility monies. Your Committees also find that the longer advertising and award periods will result in more efficient work on the project. Additionally, this measure allows utilities, including public utilities, upon the State's certification of available funds, to be able to deposit funds for utility work in highway projects at a

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later date, thereby freeing up utility funds for other much-needed projects.

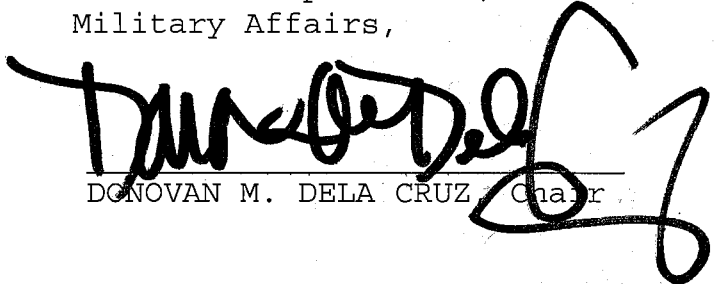
Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Housing and Public Safety, Government Operations, and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1326, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1326, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Water, Land, and  
Housing and Public Safety,  
Government Operations, and  
Military Affairs,



WILL ESPERO, Chair

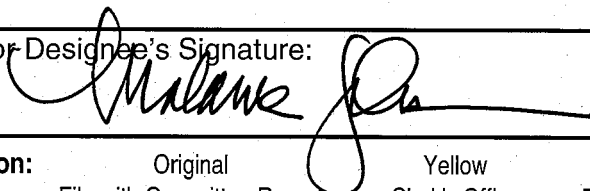


DONOVAN M. DELA CRUZ, Chair



The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Water, Land, and Housing**  
**WLH**

|   |  |   |     |         |
|---|--|---|-----|---------|
| Bill / Resolution No.:*<br><div style="font-size: 1.2em; font-family: cursive;">SB 1326</div>   | Committee Referral:<br><div style="font-size: 1.2em; font-family: cursive;">WLH/PEM, WAM</div> | Date:<br><div style="font-size: 1.2em; font-family: cursive;">Jul 3, 2011</div> |     |         |
| <input type="checkbox"/> The committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____   |  |   |     |         |
| The Recommendation is:<br><div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended<br/>2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments<br/>2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold<br/>2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit<br/>2313         </div> </div> |  |   |     |         |
| Members   | Aye  | Aye (WR)  | Nay | Excused |
| DELA CRUZ, Donovan M. (C)   | ✓  |   |     |         |
| SOLOMON, Malama (VC)  | ✓  |   |     |         |
| FUKUNAGA, Carol   |  |   |     | ✓       |
| RYAN, Pohai   | ✓  |   |     |         |
| SHIMABUKURO, Maile  | ✓  |   |     |         |
| TOKUDA, Jill N.   |  |   |     | ✓       |
| SLOM, Sam   | ✓  |   |     |         |
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| TOTAL   | 5  |   |     | 2       |
| 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:<br><div style="font-size: 1.5em; font-family: cursive; margin-top: 10px;">  </div>  |  |   |     |         |
| Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original<br/>File with Committee Report</div> <div style="text-align: center;">Yellow<br/>Clerk's Office</div> <div style="text-align: center;">Pink<br/>Drafting Agency</div> <div style="text-align: center;">Goldenrod<br/>Committee File Copy</div> </div>   |  |   |     |         |

\*Only one measure per Record of Votes

The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Public Safety, Government Operations, and**  
**Military Affairs**  
**PGM**

|  |  |                        |     |         |
|--|--|------------------------|-----|---------|
| Bill / Resolution No.:*<br><b>SB 1326</b>  | Committee Referral:<br><b>WLH/PGM, WAM</b> | Date:<br><b>2-3-11</b> |     |         |
| <input type="checkbox"/> The committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____  |  |                        |     |         |
| The Recommendation is:<br><div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Pass, unamended<br/>2312         </div> <div> <input checked="" type="checkbox"/> Pass, with amendments<br/>2311         </div> <div> <input type="checkbox"/> Hold<br/>2310         </div> <div> <input type="checkbox"/> Recommit<br/>2313         </div> </div> |  |                        |     |         |
| Members  | Aye  | Aye (WR)               | Nay | Excused |
| ESPERO, Will (C)   | /  |                        |     |         |
| KIDANI, Michelle N. (VC)   | /  |                        |     |         |
| BAKER, Rosalyn H.  | /  |                        |     |         |
| RYAN, Pohai  | /  |                        |     |         |
| SLOM, Sam  | /  |                        |     |         |
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| <b>TOTAL</b>   | <b>5</b>                                   |                        |     |         |
| 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:<br><div style="text-align: center; margin-top: 10px;"> </div>   |  |                        |     |         |
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