

Honolulu, Hawaii

APR 24 2013

RE: S.B. No. 1207  
H.D. 2  
C.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 1207, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO TRANSPORTATION,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose and intent of this measure is to exempt all work involving submerged lands used for state commercial harbor purposes from the permit and site plan approval requirements for lands within the conservation district.

Your Committee on Conference finds that the exemption provided by this measure allows the Harbors Division of the Department of Transportation to plan and more effectively and efficiently implement projects in a timely manner to meet the growing needs of the maritime industry. The "just in time" cargo system for Hawaii is dependent upon the state commercial harbors system, as ninety-eight percent of imported goods pass through harbors. Significant impacts to facility operations and delivery of goods can occur if



necessary capital projects are not completed or harbor facilities are not maintained or rehabilitated in a timely manner due to unnecessary permit delays.

Your Committee on Conference has amended this measure by:

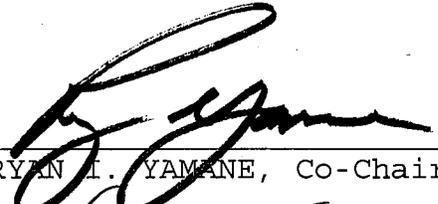
- (1) Deleting references to state and federal laws or regulations applicable to the United States Army Corps of Engineers;
- (2) Deleting the language requiring that the exemption be applicable to expedite any maintenance work to rehabilitate and upgrade the State's existing commercial harbors system; and
- (3) Changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1207, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1207, H.D. 2, C.D. 1.

Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE

  
\_\_\_\_\_  
RYAN L. YAMANE, Co-Chair

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

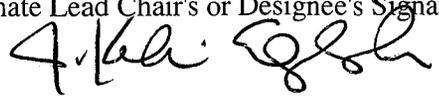
  
\_\_\_\_\_  
CINDY EVANS, Co-Chair

  
\_\_\_\_\_  
MALAMA SOLOMON, Co-Chair



Hawaii State Legislature  
**Record of Votes of a  
 Conference Committee**

**CLR 12**

Bill / Concurrent Resolution No.: <b>SB 1207, HD 2</b>					Date/Time: <i>Monday 4-22-13 2:14 pm</i>				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input checked="" type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
ENGLISH, J. Kalani, Chr.	✓				YAMANE, Ryan I., Co-Chr.	✓			
SOLOMON, Malama, Co-Chr.	✓				EVANS, Cindy, Co-Chr.	✓			
DELA CRUZ, Donovan M.				✓	AQUINO, Henry J.C.	✓			
KEITH-AGARAN, Gilbert S.C.	✓				CHEAPE, Lauren Kealohilani	✓			
SLOM, Sam	✓								
<b>TOTAL</b>	<b>4</b>	<b>-</b>	<b>-</b>	<b>1</b>	<b>TOTAL</b>	<b>4</b>			
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
<b>Distribution:</b>									
Original <i>File with Conference Committee Report</i>			Yellow <i>House Clerk's Office</i>		Pink <i>Senate Clerk's Office</i>		Goldenrod <i>Drafting Agency</i>		