

Honolulu, Hawaii

FEB 18 2016

RE: S.B. No. 2983

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Water, Land, and Agriculture, to which was referred S.B. No. 2983 entitled:

"A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL  
PURPOSE REVENUE BONDS FOR UKUMEHAME RESERVOIRS,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the issuance of special purpose revenue bonds to provide financing to assist West Maui Investors, LLC, with permits, testing, construction, and post-construction management of two Ukumehame reservoirs.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from the Department of the Attorney General and Department of Budget and Finance.

Your Committee finds that Ukumehame Reservoir numbers 2 and 3 are earthen embankment dams constructed side-by-side along the bottom of the western slope of the Ukumehame Gulch on the island of Maui that receive water from a small diversion off of the stream in the Ukumehame Gulch, which has historically been utilized for agricultural water in the nearby area. Your Committee further finds that following the discovery of a major leak from Ukumehame Reservoir number 3 in 2008, the water level in both Reservoir numbers 2 and 3 were drawn down to minimize the risk of failure; however, the owner modified portions of the water system to bypass Ukumehame Reservoir numbers 2 and 3 and has yet

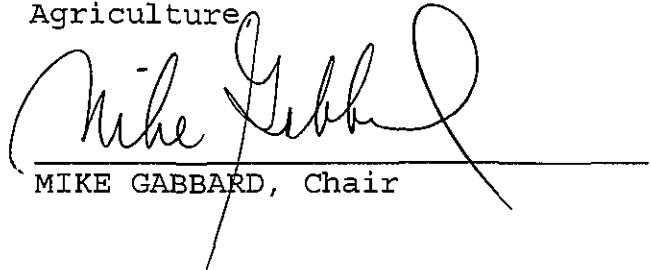


to implement any remediation work that would address public safety.

Your Committee has amended this measure by clarifying that the issuance of special purpose revenue bonds requested by this measure would finance Ukumehame Reservoir numbers 2 and 3 Kehalani offsite retention basin.

As affirmed by the record of votes of the members of your Committee on Water, Land, and Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2983, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2983, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Water, Land, and  
Agriculture

  
MIKE GABBARD, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Water, Land, and Agriculture**  
**WLA**

|   |  |                         |     |          |
|---|--|-------------------------|-----|----------|
| Bill / Resolution No.:*<br><i>SB 2983</i>   | Committee Referral:<br><i>WLA, WAM</i> | Date:<br><i>2/10/16</i> |     |          |
| <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  |
| GABBARD, Mike (C)   | /                                      |                         |     |          |
| NISHIHARA, Clarence K. (VC)   | /                                      |                         |     |          |
| DELA CRUZ, Donovan M.   | /                                      |                         |     |          |
| RIVIERE, Gil  | /                                      |                         |     |          |
| RUDERMAN, Russell E.  |  |                         |     | /        |
| SHIMABUKURO, Maile S.L.   | /                                      |                         |     |          |
| THIELEN, Laura H.   | /                                      |                         |     |          |
| WAKAI, Glenn  |  |                         |     | /        |
| SLOM, Sam   |  |                         |     | /        |
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| <b>TOTAL</b>  | <i>6</i>                               |                         |     | <i>3</i> |
| 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;"><i>Clarence K. Nishihara</i></div>   |  |                         |     |          |
| Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>Original<br/>File with Committee Report</div> <div>Yellow<br/>Clerk's Office</div> <div>Pink<br/>Drafting Agency</div> <div>Goldenrod<br/>Committee File Copy</div> </div>   |  |                         |     |          |

\*Only one measure per Record of Votes