

Honolulu, Hawaii

FEB 25 2015

RE: S.B. No. 320
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committees on Agriculture and Energy and Environment, to which was referred S.B. No. 320 entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURAL DISTRICTS,"

beg leave to report as follows:

The purpose and intent of this measure is to allow composting on all lands with soil classified by the Land Study Bureau's detailed land classification as overall (master) productivity rating class A or B.

Your Committees received testimony in support of this measure from the Department of Planning and Permitting; Maui EKO Systems, Inc.; Zero Waste Campaign Maui; Malama O Puna; Pacific Biodiesel Technologies; Hawaii County Council District 9; the Kona Chapter of Hawaii Farmers Union United; and seventeen individuals. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Department of Agriculture, Department of Health, and one individual.

Your Committees find that composting helps to achieve several environmental goals, including diversion of waste from landfills, prevention of the release of methane, improved soil quality, and overall waste reduction. However, composting must occur at appropriate locations and in an appropriate manner to avoid potential environmental problems to land surface, ground water, and air quality.

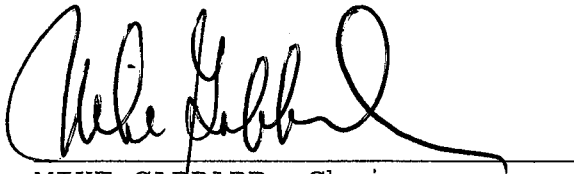


Your Committees have amended this measure by:

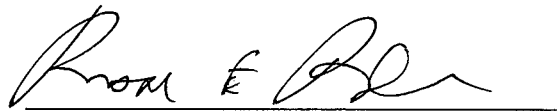
- (1) Inserting language to similarly amend section 205-2(d), Hawaii Revised Statutes, thereby allowing composting operations on all agricultural district lands, soil classifications A through E;
- (2) Deleting language that referenced recycling activity and approved solid waste management activity;
- (3) Requiring a special use permit for composting to ensure compliance with the Department of Agriculture pest management plan and any other land use concerns;
- (4) Adding language to restrict composting on A and B classified soil to on-site uses on the lesser of one acre or ten percent of the land; and
- (5) 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 Agriculture and Energy and Environment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 320, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 320, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Agriculture and
Energy and Environment,



MIKE GABBARD, Chair



RUSSELL E. RUDERMAN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Agriculture
AGL

Bill / Resolution No.:* <div style="font-size: 1.5em; font-family: cursive;">SB 320</div>	Committee Referral: <div style="font-size: 1.5em; font-family: cursive;">AGL / ENF WMA</div>	Date: <div style="font-size: 1.5em; font-family: cursive;">2/5/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
RUDERMAN, Russell E. (C)	X			
RIVIERE, Gil (VC)	X			
CHUN OAKLAND, Suzanne	X			
TANIGUCHI, Brian T.	X			
THIELEN, Laura H.	X			
WAKAI, Glenn				X
SLOM, Sam				X
TOTAL	5			2
Recommendation: <div style="display: flex; justify-content: space-around; align-items: center;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center;">GP Chivere</div>				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes

The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 320</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">AGL/ENE</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">Feb. 12, 2015</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	✓			
GREEN, Josh (VC)				✓
GALUTERIA, Brickwood	✓			
IHARA, Jr., Les	✓			
SLOM, Sam				✓
TOTAL	3	0	0	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:				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

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