STAND. COM. REP. NO. **1269**-20 Honolulu, Hawaii , 2020 JUL 0 2 RE: S.B. No. 2130 S.D. 1 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2130, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE STATE FIRE CODE,"

begs leave to report as follows:

The purpose of this measure is to require that the State Fire Code be adopted pursuant to meetings under the Sunshine Law instead of public hearings pursuant to the Hawaii Administrative Procedure Act.

Your Committee received testimony in support of this measure from the State Fire Council, Honolulu Fire Department, Hawaii Fire Department, and Kauai Fire Department.

Your Committee finds that the State Fire Code is one of several codes considered and adopted by the State Building Code Council. While other codes considered by the State Building Code Council need only be adopted pursuant to the State's Sunshine Law, the State Fire Code must go through the public hearing procedures under the Hawaii Administrative Procedure Act. This measure removes that inconsistency.

Your Committee has amended this measure by:

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- Explicitly exempting the State Fire Council from the requirements of the Hawaii Administrative Procedure Act when adopting the State Fire Code; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2130, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2130, S.D. 1, H.D. 1.

> Respectfully submitted on behalf of the members of the Committee on Judiciary,

CHRIS LEE, Chair

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State of Hawaii House of Representatives The THIRTIETH Legislature



Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:		Date:	
SB2130, SP1	CPC, JUD		JUNE 29, 2020	
□ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: □ Pass, unamended (as is) ⊡ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)				
2. SAN BUENAVENTURA, Joy A	. (VC)			
3. BROWER, Tom				ere ever mennengen er er
4. CREAGAN, Richard P.				
5. LOWEN, Nicole E.				an an 187 and an an ann an 187
6. McKELVEY, Angus L.K.				
7. NAKASHIMA, Mark M.				Marta de Marta de Marta
8. PERRUSO, Amy A.				
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9. SAY, Calvin K.Y.				
			an a	i pri stani General y statistica i stati
10. TAKAYAMA, Gregg				
11 XAMANE D. J				in na managana ang ang ang ang ang ang ang ang
11. YAMANE, Ryan I.				
12 THEFT EN Countries				
12. THIELEN, Cynthia				
				·
TOTAL (12)	0]			2
The recommendation is: Z Adopted D Not Adopted				
If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				