STAND. COM. REP. NO.

Honolulu, Hawaii

MAR D 3 2023

RE: S.B. No. 445 S.D. 2

Honorable Ronald D. Kouchi President of the Senate Thirty-Second State Legislature Regular Session of 2023 State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred S.B. No. 445, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO POLLUTION ABATEMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- Increase civil penalties for the violation of various pollution provisions; and
- (2) Establish and appropriate funds for one full-time equivalent environmental health specialist position.

Your Committees received testimony in support of this measure from the Department of Health.

Your Committees find that various pollution provisions have not been updated for more than twenty years and that, due to inflation and other economic changes, the fines in these provisions have lost their ability to deter polluting behavior. For many polluting entities, the economic benefit of polluting may outweigh the cost of paying the fines in place. Thus, this measure increases the penalties of several pollution provisions to ensure that any financial or economic gain of committing such violations are eliminated, thereby reducing pollution in the State.



Your Committees have amended this measure by inserting an effective date of March 22, 2075, to encourage further discussion

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 445, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 445, S.D. 2.

DONOVAN M. DELA CRUZ,

Respectfully submitted on behalf of the members of the Committees on Judiciary and Ways and Means,

KARL RHOADS, Chair



The Senate Thirty-Second Legislature State of Hawaiʻi

Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:* 573 445 571	Committee Referral: Date: AEN, JDC/WAM 3/3/23							
The Committee is reconsidering its previous decision on this measure.								
The Recommendation is:								
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313								
Members		Aye	Aye (WR)	Nay	Excused			
RHOADS, Karl (C)		V						
GABBARD, Mike (VC)		V						
ELEFANTE, Brandon J.C.	V/							
SAN BUENAVENTURA, Joy A.								
AWA, Brenton		V						
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TOTAL	/	ح						
Recommendation: Adopted Not Adopted								
Chair's or Designee's Signature:								
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy								

*Only <u>one</u> measure per Record of Votes

The Senate Thirty-Second Legislature State of Hawaiʻi

Record of Votes Committee on Ways and Means WAM

Bill / Resolution No.:*	Committee Referral: Date:						
SB 445 SD1	AEN, JOC/WAM 3/3/23						
The Committee is reconsidering its previous decision on this measure.							
The Recommendation is:							
The Recommendation is: Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313							
Members		Aye	Aye (WR)	Nay	Excused		
DELA CRUZ, Donovan M. (C)		X					
KEITH-AGARAN, Gilbert S.C. (VC)		X					
AQUINO, Henry J.C.		X	ľ	·····			
DECOITE, Lynn		X					
INOUYE, Lorraine R.		X					
KANUHA, Dru Mamo		X					
KIDANI, Michelle N.		X					
KIM, Donna Mercado		X					
LEE, Chris		X					
MORIWAKI, Sharon Y.		X					
SHIMABUKURO, Maile S.L.		X					
WAKAI, Glenn		ľ X					
FEVELLA, Kurt					X		
TOTAL		12			1		
Recommendation:							
Chair's or Designee's Signature:							
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy							

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