

STAND. COM. REP. NO.

1093

Honolulu, Hawaii

MAR 03 2023

RE: S.B. No. 94
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. 94, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SPECIAL ACTIVITY PERMITS,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the Department of Land and Natural Resources to approve or deny an application for a special activity permit (SAP) for aquatic research within ninety days from the date that it was submitted; and
- (2) Establish and appropriate \$250,000 for two full-time equivalent (2.0 FTE) positions within the Division of Aquatic Resources to support the SAP review process.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources and three individuals. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that any individual associated with certain institutions who collects regulated aquatic organisms or resources, uses regulated gear, or conducts activities in regulated aquatic areas for research, educational, management, or propagation purposes is required to hold a one-year SAP permit



pursuant to section 187A-2, Hawaii Revised Statutes. Your Committees note the hardship on SAP applicants caused by the lengthy SAP review process, which can take over twelve months. This measure will facilitate the timely review of SAP applications and the issuance of these permits.

Your Committees have amended this measure by:

- (1) Inserting a blank appropriation amount for the establishment of two full-time equivalent (2.0 FTE) positions within the Division of Aquatic Resources; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

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. 94, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 94, S.D. 2.

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


DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* SB 94 SDI	Committee Referral: WTL, JDC/WAM	Date: 3/3/23
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310	<input type="checkbox"/> Recommit 2313
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Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
ELEFANTE, Brandon J.C.	✓			
SAN BUENAVENTURA, Joy A.	✓			
AWA, Brenton	✓			
TOTAL	5	—	—	—

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 one measure per Record of Votes

The Senate
Thirty-Second Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB 94 SDI	Committee Referral: WTL, JDC/WAM	Date: 3/3/23		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 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			
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	X			
FEVELLA, Kurt				X
TOTAL	12			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
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