STAND. COM. REP. NO. 2506

Honolulu, Hawaii

FEB 1 6 2024

RE: S.B. No. 2322 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-Second State Legislature Regular Session of 2024 State of Hawaii

Sir:

Your Committees on Health and Human Services and Agriculture and Environment, to which was referred S.B. No. 2322 entitled:

"A BILL FOR AN ACT RELATING TO WATER QUALITY,"

beg leave to report as follows:

The purpose and intent of this measure is to require the Department of Health to continue water testing during brown water advisories under certain circumstances.

Your Committees received testimony in support of this measure from Kingdom Pathways; Surfrider Foundation, Hawai'i Region; Surfrider Foundation, Maui Chapter; Surfrider Foundation, Kaua'i Chapter; Surfrider Foundation, O'ahu Chapter; Free Access Coalition; Friends of Kewalos; Windward Coalition; Wastewater Alternatives and Innovations, LLC; a form letter signed by twentytwo organizations; and sixty-four individuals.

Your Committees received comments on this measure from the Department of Health.

Your Committees find that it is crucial to prioritize the health and safety of the State's residents by monitoring the quality of the State's water supply, especially during brown water advisories. Your Committees further find that currently, once a brown water advisory has been issued, the Clean Water Branch (CWB) of the Department of Health's protocol is to suspend all



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monitoring at the affected beaches while continuing routine sampling at regularly scheduled beaches. Your Committees additionally find that the CWB does not do additional testing of affected beaches during brown water advisories because it diverts resources away from routine sampling and increases risk of failing to meet federal grant commitments.

Your Committees acknowledge the concerns raised by the Department of Health's testimony that because the CWB does not receive state funding for beach monitoring and is financially limited to seven water sampler positions across the State, the current federal funding for daily operations of the program are insufficient to implement additional statewide monitoring and laboratory analytical testing as required by this measure.

Accordingly, your Committees have amended this measure by:

- Inserting an appropriation to the Department of Health in an unspecified amount; and
- (2) Inserting an effective date of December 31, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Health and Human Services and Agriculture and Environment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2322, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2322, S.D. 1, and be referred to your Committee on Ways and Means.

> Respectfully submitted on behalf of the members of the Committees on Health and Human Services and Agriculture and Environment,

MIKE GABBARD, Chair

BUENAVENTURA, Chair



The Senate Thirty-Second Legislature State of Hawaiʻi

Record of Votes Committee on Health and Human Services HHS

Bill / Resolution No.:*	Committee Referral: Date:							
SB 2322	HHS/AEN, WAM 2/9/24							
The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:								
The Recommendation is:								
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313								
Members		Aye	Aye (WR)	Nay	Excused			
SAN BUENAVENTURA, Joy A. (C)								
AQUINO, Henry J.C. (VC)								
KEOHOKALOLE, Jarrett								
SHIMABUKURO, Maile S.L.								
AWA, Brenton								
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TOTAL		5						
Recommendation:								
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 Hawaiʻi

Record of Votes Committee on Agriculture and Environment AEN

Bill / Resolution No.:*	Committee Referral: Date:							
SB 2322	HHS/AEN, WAM 2/9/24							
The Committee is reconsidering its previous decision on this measure.								
If so, then the previous decision was to:								
The Recommendation is:								
Pass, unamended X Pass, with amendments Hold Recommit 2312 2311 2310 2313								
Members		Ауе	Aye (WR)	Nay	Excused			
GABBARD, Mike (C)		/						
RICHARDS, III, Herbert M. "Tim" (VC)					~			
DECOITE, Lynn								
RHOADS, Karl								
AWA, Brenton								
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TOTAL		3	\mathcal{O}	0	2			
Recommendation:								
Adopted Not Adopted								
Chair's or Designee's Signature:								
Distribution: Original File with Committee Re	Yellow Pink Goldenrod eport Clerk's Office Drafting Agency Committee File Copy							

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