

Honolulu, Hawaii

FEB 15 2024

RE: S.B. No. 3127
S.D. 1

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

Sir:

Your Committee on Health and Human Services, to which was referred S.B. No. 3127 entitled:

"A BILL FOR AN ACT RELATING TO NUISANCE PREVENTION,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that the Department of Health has the legal authority and obligation to prevent nuisances that affect environmental health and public health.

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

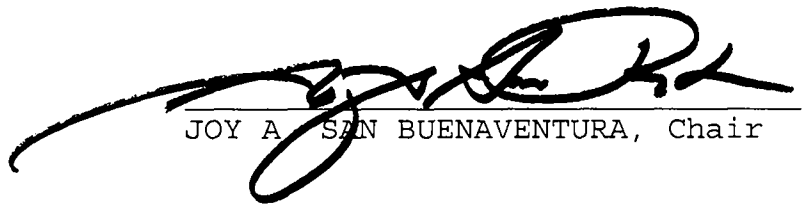
Your Committee finds that there are an array of nuisances that threaten public health or environmental health. Under existing law, while the Department of Health is authorized to remove and prevent nuisances, the scope of this authorization only applies when a nuisance is injurious to "health", which leaves ambiguity as to whether "health" includes public health and environmental health. Your Committee further finds that with climate change and the increasing pressures on resources and communities, existing law needs to be clarified to specify that the Department of Health has the legal authority and obligation to act when there are nuisances that threaten public or environmental health.



Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health and Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3127, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3127, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Health and Human
Services,



JOY A. SAN BUENAVENTURA, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Health and Human Services
HHS

Bill / Resolution No.:* SB3127	Committee Referral: HHS, JDC	Date: 02/02/2024
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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
SAN BUENAVENTURA, Joy A. (C)	✓			
AQUINO, Henry J.C. (VC)	✓			
KEOHOKALOLE, Jarrett	✓			
SHIMABUKURO, Maile S.L.	✓			
AWA, Brenton				✓
TOTAL	4			1

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:

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***Only one measure per Record of Votes**