STAND. COM. REP. NO. 2998

Honolulu, Hawaii

MAR 0 1 2024

RE: S.B. No. 3226 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 Judiciary, to which was referred S.B. No. 3226, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE,"

begs leave to report as follows:

The purpose and intent of this measure is to provide that a maximum time period to grant or deny a business or development-related permit, license, or approval shall only apply if a request for a contested case has not been filed or is required by law.

Your Committee received testimony in support of this measure from the Office of the Mayor of the City and County of Honolulu and Office of the Mayor of the County of Hawai'i.

Your Committee finds that Act 164, Session Laws of Hawaii 1998 (Act 164), enhanced the State's business environment to prevent administrative agency delays. However, Act 164 did not consider the applicable timeframe to grant or deny the permit, license, or approval when a contested case request has been made or is required by law. This measure clarifies that the maximum time period does not apply while the contested case process is proceeding.

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. 3226, S.D. 1, and recommends that it pass Third Reading.

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

KARL RHOADS, Chair

The Senate Thirty-Second Legislature State of Hawai'i

Record of Votes Committee on Judiciary JDC

| Bill / Resolution No.:* | Committee Referral: | | I | Date: | |
|--|---------------------|-----|----------|-------------|--------------|
| SB 3226 SDI | GVO,UDC | | 0: | 02/28/24 | |
| 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 |
| RHOADS, Karl (C) | | V | | | |
| GABBARD, Mike (VC) | | | | | |
| ELEFANTE, Brandon J.C. | · | V | | | |
| SAN BUENAVENTURA, Joy A | ٨ | | | | |
| AWA, Brenton | | | | | |
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| TOTAL | | 4 | ϕ | Φ | / |
| Recommendation: | | | | | |
| Adopted Not Adopted | | | | | |
| Chair's or Designee's Signature: | | | | | |
| To Tolo | | | | | |
| Distribution: Original, Yellow Pink Goldenrod | | | | | |
| File with Committee Report Clerk's Office Drafting Agency Committee File Copy | | | | | |

^{*}Only one measure per Record of Votes