

Honolulu, Hawaii

FEB 28 2025

RE: S.B. No. 1221
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 1221, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO STORMWATER MANAGEMENT SYSTEMS,"

begs leave to report as follows:

The purpose and intent of this measure is to ensure the safe management of stormwater systems.

Specifically, the measure:

- (1) Establishes safety requirements for retention and detention ponds;
- (2) Requires the Department of Land and Natural Resources to establish a retention pond and detention pond monitoring and inspection program;
- (3) Prohibits counties from permitting or allowing the construction of retention and detention ponds, except under certain conditions;
- (4) Requires the Department of Land and Natural Resources to conduct a survey of existing retention and detention ponds statewide; and



- (5) Appropriates moneys to establish two full-time equivalent (2.0 FTE) positions within the Department of Land and Natural Resources for the purposes of the measure.

Your Committee received written comments in support of this measure from the Waikiki Neighborhood Board, Hawaiian Lifeguard Association, Hawaii Water Safety Coalition, and numerous individuals.

Your Committee received written comments on this measure from the Department of Land and Natural Resources.

Your Committee recognizes that unlike other jurisdictions across the United States, Hawaii lacks laws that govern the maintenance of detention and retention ponds, which can be hazardous when they are not sufficiently regulated. Your Committee believes that this measure proposes standards that will promote public safety and reduce threats to public health.

Your Committee has amended this measure by:

- (1) Establishing certain new statutory provisions within Title 12, Hawaii Revised Statutes, which generally falls under the purview of the Department of the Land and Natural Resources, rather than within chapter 340E, Hawaii Revised Statutes, which falls under the purview of the Department of Health; and
- (2) Making technical nonsubstantive changes for purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1221, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1221, S.D. 2.



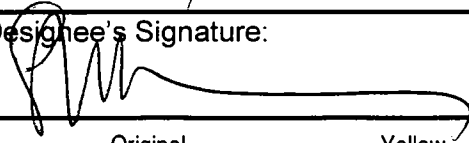
Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,


DONOVAN M. DELA CRUZ, Chair



The Senate
Thirty-Third Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB1221 SD1	EIG/HHS, WAM	2-26-2025		
<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			
MORIWAKI, Sharon Y. (VC)	X			
AQUINO, Henry J.C.	X			
DECOITE, Lynn	X			
ELEFANTE, Brandon J.C.	X			
HASHIMOTO, Troy N.	X			
INOUE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
KIM, Donna Mercado	X			
LEE, Chris	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
TOTAL	13	0	0	0
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> 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