

Honolulu, Hawaii

MAR 23 2011

RE: H.B. No. 1483  
H.D. 1  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committees on Agriculture and Hawaiian Affairs, to which was referred H.B. No. 1483, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the Department of Agriculture to provide water at reduced rates to Molokai Irrigation System users who are lessees of Hawaiian Home Lands;
- (2) Forgive outstanding loans from Hawaiian Home Lands lessees on Molokai for the provision of water from the Molokai Irrigation System; and
- (3) Appropriate an unspecified amount to the Department of Agriculture to cover the operational costs of the Molokai Irrigation System.

Your Committees received testimony in support of this measure from the Department of Hawaiian Home Lands and the Sovereign Councils of the Hawaiian Homelands Assembly. Your Committees received testimony in opposition to this measure from the Hawaii Farm Bureau Federation. Your Committees received comments on this measure from the Department of Agriculture and two individuals.



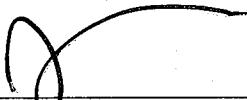
Your Committees find that the Molokai Irrigation System was constructed in 1957 to provide water to native Hawaiian homestead farmers in central Molokai. Over time, the rise in the cost of delivering water to native Hawaiian homestead farmers became an economic hardship. This measure will give Hawaiian homestead farmers adequate access to the Molokai Irrigation System.

As this measure moves forward, your Committees urge the Department of Agriculture to determine and report to your Committee on Ways and Means the total amount of the loans that will be forgiven pursuant to this measure and the fiscal impact on the State. In addition, it is the intent of your Committees that the Department of Agriculture develop a plan to ensure that the reduced rate provided for in this measure is developed and implemented in a way that is pragmatic and sustainable. Lastly, your Committees encourage the Department of Agriculture and Department of Hawaiian Home Lands to explore the possibility of providing technical assistance to native Hawaiian homestead farmers to ensure that going forward these farmers have the tools and skills needed to ensure payment for use of the Molokai Irrigation System.

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

As affirmed by the records of votes of the members of your Committees on Agriculture and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1483, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1483, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Agriculture and  
Hawaiian Affairs,



BRICKWOOD GALUTERIA, Chair



CLARENCE K. NISHIHARA, Chair



The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Agriculture**  
**AGL**

|  |                                     |                             |     |          |
|--|-------------------------------------|-----------------------------|-----|----------|
| Bill / Resolution No.:*<br>HB1483, HD1   | Committee Referral:<br>AGL/HWN, WAM | Date:<br><i>March 21-11</i> |     |          |
| <input type="checkbox"/> The committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____  |                                     |                             |     |          |
| The Recommendation is:<br><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  |
| NISHIHARA, Clarence K. (C)   | ✓                                   |                             |     |          |
| KAHELE, Gilbert (VC)   | ✓                                   |                             |     |          |
| CHUN OAKLAND, Suzanne  |                                     |                             |     | ✓        |
| DELA CRUZ, Donovan M.  | ✓                                   |                             |     |          |
| KOUCHI, Ronald D.  |                                     |                             |     | ✓        |
| SHIMABUKURO, Maile   | ✓                                   |                             |     |          |
| TOKUDA, Jill N.  | ✓                                   |                             |     |          |
| WAKAI, Glenn   |                                     |                             |     | ✓        |
| SLOM, Sam  | ✓                                   |                             |     |          |
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| <b>TOTAL</b>   | <i>6</i>                            |                             |     | <i>3</i> |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted   |                                     |                             |     |          |
| Chair's or Designee's Signature:<br><i>Yvonne Halulu</i>   |                                     |                             |     |          |
| <b>Distribution:</b> Original     Yellow     Pink     Goldenrod<br>File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy   |                                     |                             |     |          |

\*Only one measure per Record of Votes

The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Hawaiian Affairs**  
**HWN**

|  |  |                         |
|--|--|-------------------------|
| Bill / Resolution No.:*<br><i>HB 1483 HD 1</i> | Committee Referral:<br><i>AGL/HWN, WAM</i> | Date:<br><i>3/21/11</i> |
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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:

Pass, unamended 2312    
  Pass, with amendments 2311    
 Hold 2310    
 Recommit 2313

| Members                  | Aye      | Aye (WR) | Nay      | Excused  |
|--------------------------|----------|----------|----------|----------|
| GALUTERIA, Brickwood (C) | ✓        |          |          |          |
| RYAN, Pohai (VC)         |          | ✓        |          |          |
| ENGLISH, J. Kalani       | ✓        |          |          |          |
| HEE, Clayton             | ✓        |          |          |          |
| KAHELE, Gilbert          | ✓        |          |          |          |
| KIDANI, Michelle N.      |          |          | ✓        |          |
| SOLOMON, Malama          |          |          |          | ✓        |
| SLOM, Sam                | ✓        |          |          |          |
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| <b>TOTAL</b>             | <b>5</b> | <b>1</b> | <b>1</b> | <b>1</b> |

Recommendation:  Adopted      Not Adopted

Chair's or Designee's Signature: 

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