

STAND. COM. REP. NO.

430

Honolulu, Hawaii

FEB 18 2011

RE: S.B. No. 1154
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 Water, Land, and Housing and Hawaiian Affairs, to which was referred S.B. No. 1154 entitled:

"A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish a South Kona Wilderness Area on the Island of Hawaii to preserve vulnerable visual, natural, and historical aspects of the lands; and
- (2) Require the Department of Land and Natural Resources to coordinate a plan for the management of the Wilderness Area.

Your Committees received testimony in support of this measure from The Nature Conservancy; Robert K. Lindsey, Jr., Trustee, Office of Hawaiian Affairs; Jeffrey Edwards; Pedro Velasco, Jr.; Leighton M. Kahele; Maria Day; Kaiali'i Kahele; L.P. Neenz Faleafine; and Leanne Yanabu. Your Committees received testimony in opposition to this measure from the Department of the Attorney General and the Department of Land and Natural Resources.

Your Committees find that endemic Hawaiian plants and animals thrive in the undeveloped South Kona area that includes Honomalino, Okoe, Kapu'a, Kaulanamauna, and Manuka. Your Committees also find that this area possesses sites of visual, historical, and cultural significance, such as a holua slide,



heiau, and burial caves. As a consequence of these findings, your Committees believe it is imperative to support and preserve these aspects of South Kona by placing restrictions on development.

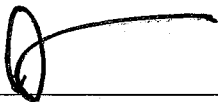
Your Committees further find that this measure would require the Department of Land and Natural Resources to support and preserve these unique aspects of South Kona. Your Committees have heard the Department of Land and Natural Resources' concerns regarding the need for additional resources and formal planning to carry out the intent of this measure.

Accordingly, your Committees have amended this measure by:

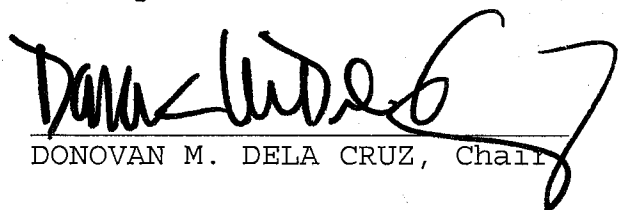
- (1) Eliminating the provision regarding the Department of Land and Natural Resources' duty to create a management plan for the South Kona Wilderness Area; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Housing and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1154, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1154, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Water, Land, and
Housing and Hawaiian Affairs,



BRICKWOOD GALUTERIA, Chair

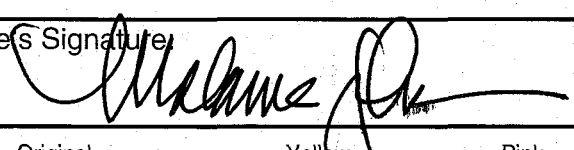


DONOVAN M. DELA CRUZ, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Water, Land, and Housing
WLH

Bill / Resolution No.:* SB1154	Committee Referral: WLH/HWN/WAM	Date: 2-17-11		
<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)	✓			
SOLOMON, Malama (VC)	✓			
FUKUNAGA, Carol				✓
RYAN, Pohai	✓			
SHIMABUKURO, Maile				✓
TOKUDA, Jill N.				✓
SLOM, Sam	✓			
TOTAL	4			3
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

The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Hawaiian Affairs
HWN

Bill / Resolution No.:* <i>SB 1154</i>	Committee Referral: <i>WCH/HWN, WAM</i>	Date: <i>02-16-11</i>
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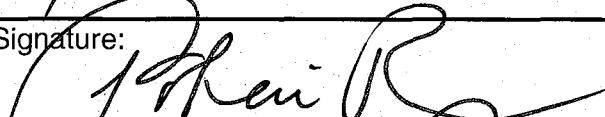
The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

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	✓			
TOTAL	<i>8</i>			

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:


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