

Honolulu, Hawaii

APR 27 2012

RE: S.B. No. 2001  
S.D. 1  
H.D. 2  
C.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2001, S.D. 1, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to amend the Hawaii State Planning Act to include, as a policy of the State, promoting the development of indigenous renewable energy resources located on public trust land as an affordable and reliable source of firm power for Hawaii and to require consultation and public input from the Native Hawaiian community and general public when developing projects with public land trust lands.

Your Committee on Conference finds that renewable energy resources are assets of the public trust but have not been adequately recognized or developed by the State as such. Trust law requires the State, as trustee of these renewable energy assets, to



ensure that there is a direct benefit for the beneficiaries of the public trust land who are Native Hawaiians and the public. Specifically, geothermal resources have been developed to generate electricity on the island of Hawaii for more than seventeen years. However, the development of geothermal resources has yet to create a real or direct benefit to the residents of the land from which the resources are sourced.

Your Committee on Conference has amended this measure by:


- (1) Substituting the reference to "indigenous renewable energy" with "indigenous geothermal energy"; and
- (2) Inserting an effective date of July 1, 2012.

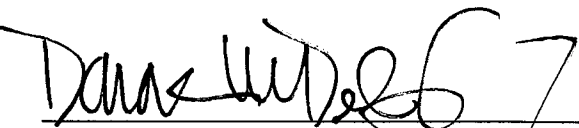
As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2001, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2001, S.D. 1, H.D. 2, C.D. 1.

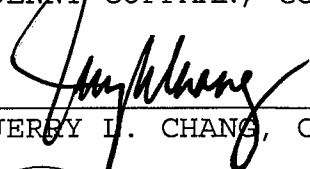
Respectfully submitted on behalf of the managers:

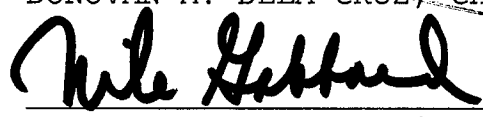
ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE


  
DENNY COFFMAN, Co-Chair

  
DONOVAN M. DELA CRUZ, Chair

  
JERRY I. CHANG, Co-Chair

  
MIKE GABBARD, Co-Chair

  
FAYE HANOHANO, Co-Chair

  
DEREK S.K. KAWAKAMI, Co-Chair



Record of Votes of a  
Conference Committee

Bill / Concurrent Resolution No.: <b>SB 2001, SD 1, HD 2</b>	Date/Time: <i>April 26, 2012 / 2:18 PM</i>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure

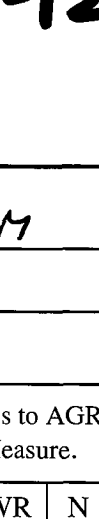
The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

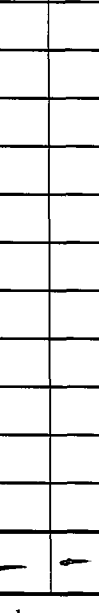
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
DELA CRUZ, Donovan M., Chr.	<input checked="" type="checkbox"/>				COFFMAN, Denny, Co-Chr.	<input checked="" type="checkbox"/>			
GABBARD, Mike, Co-Chr.	<input checked="" type="checkbox"/>				CHANG, Jerry L., Co-Chr.	<input checked="" type="checkbox"/>			
SOLOMON, Malama	<input checked="" type="checkbox"/>				HANOHANO, Faye P., Co-Chr.	<input checked="" type="checkbox"/>			
SLOM, Sam	<input checked="" type="checkbox"/>				KAWAKAMI, Derek S.K., Co-Chr.	<input checked="" type="checkbox"/>			
					NAKASHIMA, Mark M.	<input checked="" type="checkbox"/>			
					YAMASHITA, Kyle T.				<input checked="" type="checkbox"/>
					THIELEN, Cynthia	<input checked="" type="checkbox"/>			
<b>TOTAL</b>	<b>4</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>TOTAL</b>	<b>6</b>	<b>-</b>	<b>-</b>	<b>1</b>

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is:  
 Adopted       Not Adopted

House Recommendation is:  
 Adopted       Not Adopted

Senate Lead Chair's or Designee's Signature:  


House Lead Chair's or Designee's Signature:  


Distribution:      Original      Yellow      Pink      Goldenrod  
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