



# STATE ENVIRONMENTAL COUNCIL

DEPARTMENT OF HEALTH, STATE OF HAWAII  
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Legislative Committee Meeting Agenda  
State of Hawaii Environmental Council  
Tuesday, January 9, 2018, 10:00 – 11:00 AM  
Leiopapa A Kamehameha Bldg.  
Room 702, 235 S. Beretania St, Honolulu, Hawaii 96813

1. Call to order, roll call and quorum, introductions
2. Legislative priorities for 2018
  - a. Bills that carry over from 2017 legislative session (see Exhibit 1)
  - b. Bills that are introduced in the 2018 legislative session
3. Procedures for Legislative Committee activities
  - a. Tracking bills and resolutions
  - b. Submitting testimony
4. Adjournment

Note: Public comments will be accepted on each agenda item prior to voting or completion of the agenda item.

Note: The Council may go into an executive session on an agenda item for one of the permitted purposes listed in Section 92-5(a), Hawaii Revised Statutes ("HRS"), without noticing the executive session on the agenda where the executive session was not anticipated in advance. The executive session may only be held, however, upon an affirmative vote of two-thirds of the members present, which must also be the majority of the members to which the board is entitled. The reason for holding the executive session shall be publicly announced and the vote of each member on the question of holding a meeting closed to the public shall be recorded and entered into the minutes of the meeting. HRS Sections 92-4, 92-5(a) and 92-7(a).

**Hawaii Environmental Council - Legislative Committee**  
**Pending Legislation for Environmental Council Consideration**

Version Three : Last Updated 4/10/2017

Bill Number	Companion	Measure Title	Description	Rationale	Legislative Committee Position	Environmental Council Position	RESULTS
<b>On the table</b>							
SB 760	HB 624 HB 1047 HB625	RELATING TO TELECOMMUNICATIONS	Codifies exemptions to permitting requirements established by Act 151, Session Laws of Hawaii 2011, within the Hawaii Revised Statutes and expands those exemptions to include broadband over wireless or mobile platforms, including small wireless facilities. Establishes a definition of wireless communications antennas that include small wireless facilities. Repeals those sections of Act 151, Session Laws of Hawaii 2011, which have		Deferred (SB760) "Deleted" (HB624) Deferred (HB 1047) Deferred (HB625) 4/4 WAM <b>PASSED WAM 4/7</b>	SG in discussion	Deferred by Conference Committee
SB 1016/ SD1		RELATING TO TRANSPORTATION	Temporarily exempts the Department of Transportation and its contractors from certain state requirements for certain bridge rehabilitation projects by extending the end date to June 30, 2022. Effective 6/29/17. (SD1)		Passed WAM (SB1016) Passed FIN (SB1016/SD1)	SG in discussion	Sent to Governor (SB1016/SD1/HD1/CD1)
SB 1088	HB 795	RELATING TO CARBON FORESTRY CERTIFICATION.	Appropriates funds for certification of a reforestation carbon project at Haleakala, Maui, operated by DLNR, under an established forest carbon standard certification system. Requires DLNR to submit an annual report on the project certification to the governor and legislature.	Funds DLNR forest carbon project on Maui	Passed FIN 3/3; referred to House WTL, WAM on 3/9	<b>SUPPORT. Mary/ Onaona to testify in person</b>	Died
HR 131		RELATING TO OEQC AND CLIMATE CHANGE	Urging the OEQC, in cooperation with the Department of the Attorney General and the Legislative Reference Bureau, to prepare environmental and legal opinions of future state regulations and legislation that might be deemed necessary to combat climate change and prevent the regression of environmental protection		Passed EEP; referred to FIN on 3/29		Died
SB776/ SB879	HB1013/ HB1339	RELATING TO INVASIVE SPECIES PROGRAM ADMINISTRATION.	Restructures the Hawaii invasive species council as the Hawaii invasive species authority, administratively attached to the department of agriculture, to coordinate implementation of the Hawaii interagency biosecurity plan and to improve coordination of the State's invasive species prevention, early detection, rapid response, control, enforcement, and outreach programs. Appropriates funds to implement the authority and relevant interagency invasive species projects.	Establishes Hawaii Invasive Species Authority	Passed WAM (SB776) Passed FIN (SB776 SD2 HD1) Note: Gov's bill <b>DISAGREEMENT</b>	<b>SUPPORT</b>	Died in Conference
SB559		RELATING TO CLIMATE CHANGE	Enacts relevant provisions of the Paris Agreement as Hawaii state law. Makes an appropriation.	Enacts relevant provisions of Paris Agreement as Hawaii state law	Senator Kalani English Passed FIN 3/31	<b>SUPPORT; recommend role for OEQC</b>	Sent to Governor (SB559/SD1/HD2/CD1)
HB1570		RELATING TO THE ENVIRONMENT	Requires lessors of rental motor vehicles to include an option for the lessee in the motor vehicle rental agreement to contribute a sum to DLNR for the preservation and protection of the environment, commencing on January 1, 2020. (HB1570 HD1)	Rental vehicle contract option to contribute to DLNR	Passed FIN Rep Chris Lee Referred to TRE/CPH/AEN	<b>SUPPORT Note: 3 referrals in Crossover</b>	Died
HB1247/ HB1472	SB1239	RELATING TO RAPID OHIA DEATH	Appropriates funds for research on prevention and mitigation of Rapid Ohia Death. (HB1247 HD1)	Funding for ROD research	Referred to FIN (HB1247) Passed WAM (SB1239)	<b>SUPPORT</b>	Died
SB 192	HB 100	RELATING TO THE STATE BUDGET	"Appropriates funds for the operating and capital improvement budget of the Executive Branch for fiscal years 2017-2018 and 2018-2019."	EC Budget	Reported from WAM 4/4	<b>SG talked to Rep Luke re replacing budget increase from Gov</b>	Sent to Governor (HB100/HD1/SD1/CD1)
HCR120/ HD1		OFFICE OF ENVIRONMENTAL QUALITY CONTROL	Requesting the OEQC apply consistent standards to all applicants and agencies, follow statutory intent of the legislature, update legislators on guidance documents and interpretations and support the EC's efforts to update Hawaii Administrative Rules Chapter 11-200.	OEQC and EC	"Re-referred to AGR, EEP"	<b>NEW TO OUR LIST</b>	Died
<b>NOTE:</b> EC discussed a letter of general support for DLNR, to be addressed to legislative leadership. We may wish to discuss this at the upcoming LC meeting.							EC passed motion to send to leadership

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<b>Deferred, Did Not Cross, Dead</b>							
SB 570		RELATING TO ENVIRONMENTAL IMPACT STATEMENTS	Requires an environmental assessment for any proposed use or development of property greater than one hundred acres in size. Requires the EA to include the results of a minimum five-day search for endangered or threatened species.	New "trigger" for EA	Deferred <b>DNC</b>	Take no position: <b>DNC (did not crossover)</b>	
SB 577	HB 928	RELATING TO AFFORDABLE HOUSING	Exempts the development of affordable housing projects developed in the urban core by the Hawaii housing finance and development corporation from environmental assessment and environmental impact statement requirements	Exemption from EA and EIS	Deferred (SB 577) <b>DNC</b> EEP/WAL (HB 928)	Monitor : <b>DNC</b>	
SB 578		RELATING TO HOUSING	Authorizes the Hawaii community development authority to prepare a programmatic environmental impact statement for housing development projects on all lands within the Kakaako community development district. Allows the programmatic environmental impact statement, once it is accepted by the office of environmental quality control, to satisfy the environmental assessment and impact statement requirements for any housing development project within the Kakaako community development district.	Eliminates need for EA and EIS if PEIS is prepared.	Deferred <b>DNC</b>	Monitor : <b>DNC</b>	
SB 1232	HB 1411	RELATING TO PUBLIC LANDS	Declares the intent of the legislature that a contested case hearing shall not be required for land leases, lease extensions, consents to subleases, or any other dispositions of public land.	Eliminates contested case hearings for some land issues	Deferred (SB 1232) "Deleted" (HB1411) <b>DNC</b>	<b>DNC</b>	
HB 1453		RELATING TO PROTECTION OF NATURAL RESOURCES.	Imposes a \$20 per guest tax on users of transient accommodations for the purposes of funding conservation efforts.		Deferred	<b>DNC</b>	
SB703		RELATING TO VISITOR IMPACTS	Allows use of the special land and development fund for the management, maintenance, and development of state parks, beaches, and other natural resources. Allocates two per cent of the transient accommodations tax to the special land and development fund category for the management, maintenance, and development of trails and trail access, state parks, beaches, and other natural resources. (SD1)	Allocates 2% of TAT to DLNR SLDF	Referred to WAM <b>DNC (DID NOT CROSS)</b>	<b>DNC</b>	
SB1300		RELATING TO CONSERVATION	Increases the amount of transient accommodations tax revenue allocated to the special land and development fund.	Increases DLNR share of TAT	<b>DNC</b>	<b>DNC</b>	
HB1004		RELATING TO RAPID OHIA DEATH	Appropriates moneys for implementation of the Rapid Ohia Death Strategic Response Plan. (HB1004 HD1)	Money for Rapid Ohia Death (ROD) research	Referred to FIN <b>DNC</b>		
HB69		RELATING TO TAXATION	Amends the distribution of conveyance tax revenues to better fund programs for environmental protection and affordable housing.	All conveyance tax revenues go to Legacy Land (17%) and Rental Housing Revolving Fund (83%)	Deferred <b>DNC</b>	<b>DNC</b>	
HB221		RELATING TO DISPOSITION OF TAX REVENUES.	Amends the list of non-general funds that receive distributions from the conveyance tax by: (1) increasing the maximum dollar amount of the distribution to the land conservation fund; and (2) restoring and setting a maximum dollar amount for the distribution to the natural area reserve fund.	Conveyance tax cap increase for Legacy Land and restore Natural Area Reserve Fund	Deferred <b>DNC</b>	<b>DNC</b>	