Honolulu, Hawaii

Agr:1 29 , 2008 RE: H.B. No. 2843

> H.D. 2 S.D. 2

C.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Honorable Colleen Hanabusa President of the Senate Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2843, H.D. 2, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO INVASIVE SPECIES,"

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 bill is to support efforts to prevent the importation and spread of invasive species by:

- (1) Expanding the items subject to the inspection, quarantine, and eradication service fee (inspection fee) to include any freight, including air freight or any other means of transporting freight, brought into the state;
- (2) In lieu of the existing standard, requiring the inspection fee to be assessed based on the net weight of the imported freight;

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- (3) Requiring the inspection fee to be paid by the person responsible for paying the freight charges to the transportation company; and
- (4) Requiring the transportation company to collect the inspection fee and forward the payment to the Department of Agriculture (DOA) at the port of disembarkation, provided that the transportation company is not liable for any fee that is not paid by the person responsible for paying the freight charges to the transportation company.

Your Committee on Conference recognizes the potential difficulties in implementing the provision requiring the transportation companies to collect the inspection fee and forward the payments to DOA. To provide additional time for DOA to work with the transportation companies in planning and designing a feasible collection system, your Committee on Conference has allowed additional time before this measure takes effect.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to August 1, 2008;
- (2) Amending the definition of freight to mean "nonpassenger goods, cargo, or lading, transported for pay"; and
- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

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 H.B. No. 2843, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2843, H.D. 2, S.D. 2, C.D. 1.

Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

CLIFT TSUJI, Co-Chà

JILL TOKUPA, Chair

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ON MENOR, Co-Chair

JOSEPH M. SOUKI, Co-Chair

I KALANI ENGLISH Co-Chair

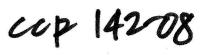
HERMINA MORITA, Co-Chair

ROSALYN H. BAKER, Co-Chair

MARCOS R. OSHIRO, CO-CHAIL

Hawaii State Legislature

Record of Votes of a Conference Committee



Bill / Concurrent Resolution No.: HB 2843, HD 2, SD 2				Date/Time: 4/25/08 [0:05 PM					
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	Е	House Managers	A	WR	N	Е
TOKUDA, Jill N., Chr.	V				TSUЛ, Clift, Co-Chr.	V			
HOOSER, Gary L., Co-Chr.					SOUKI, Joseph M., Co-Chr.	V	*		
GABBARD, Mike, Co Chr.					MORITA, Hermina M., Co-Chr.	V			,
BAKER, Rosalyn H., Co-Chr.	V		0	1×	OSHIRO, Marcus R., Co-Chr.	1			
TSUTSUI, Shan S.	V		/		PINE, Kymberly Marcos	X		V	
ENGLISH, J. Kalani, CO-Chr.	V		,			*			
MENOR, Ron, CO-Chr.	V				/. /				
WHALEN, Paul			2	V	_			2	
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TOTAL	5	Ø	Ø		TOTAL	4	Ø	7	Ø
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 File with Conference Committee Report House Clerk's Office Senate Clerk's Office Drafting Agency									