

Honolulu, Hawaii

April 29, 2008

RE: H.B. No. 3120
H.D. 2
S.D. 1
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. 3120, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE FACILITIES,"

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 provide greater flexibility to the Board of Agriculture in contracting for the use or rental of animal quarantine facilities or property by repealing the provision requiring that the facilities or property be leased or rented at fair market value.

Upon further consideration, your Committee on Conference has amended this measure by:

- (1) In lieu of repealing the provision requiring that the facilities or property be leased or rented at fair market value, specifying that the facilities or property be

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leased or rented at a reasonable lease rent determined by the Board of Agriculture;

- (2) Requiring the facilities or property to be used for animal welfare, including emergency shelters for animals, or agriculture-related purposes; and
- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

It is the intent of your Committee on Conference that in determining a reasonable lease rent, the Board of Agriculture shall take into consideration such factors as the length of the lease to be awarded, the cost of improvements to be expended by the lessee, whether the lessee is a profit or not-for-profit organization, the benefit to the public, and the financial viability of the lessee.

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. 3120, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 3120, H.D. 2, S.D. 1, C.D. 1.

Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE


ON THE PART OF THE HOUSE



JILL TOKUDA, Chair



CLIFT TSUJI, Co-Chair



SHAN S. TSUTSUI, Co-Chair



KYLE T. YAMASHITA, Co-Chair



FAYE HANOMANO, Co-Chair



