

STAND. COM. REP. NO.

1139

Honolulu, Hawaii

March 2, 2007

RE: H.B. No. 1707
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1707 entitled:

"A BILL FOR AN ACT RELATING TO PROTECTION OF CAVES,"

begs leave to report as follows:

The purpose of this bill is to provide individuals with a direct kuleana to natural, historical, and cultural resources of the state, or a responsibility to protect these resources, with meaningful access to those resources by authorizing the Department of Land and Natural Resources (DLNR) to disclose government information on cave location and resources to the Office of Hawaiian Affairs, the appropriate island burial council, and the recognized descendants of those entombed in the burial sites located within the land parcel on which the cave is located.

DLNR and a concerned individual testified in support of this bill.

Your Committee has amended this bill by:

- (1) Clarifying that the descendants to whom the confidential information may be disclosed must be lineal descendants;
- (2) Changing the effective date to January 1, 2112, to encourage further discussion; and

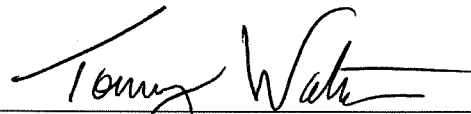
HB1707 HD1 HSCR JUD HMS 2007-2870



- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1707, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1707, H.D. 1.


Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



TOMMY WATERS, Chair



Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 1707 (HSCR 538)		Date: 2/27/07		
Committee Referral: JUD		<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.		
The recommendation is to:				
<input type="checkbox"/> Pass, unamended		<input checked="" type="checkbox"/> Pass, with amendments		
<input type="checkbox"/> Hold		<input type="checkbox"/> Pass, with amendments, for recommittal for further consideration		
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. WATERS, Tommy (C)	/			
2. OSHIRO, Blake K. (VC)	/			
3. CALDWELL, Kirk	/			
4. EVANS, Cindy	/			
5. GREEN, Josh, M.D.	/			
6. ITO, Ken	/			
7. LUKE, Sylvia	/			
8. McKELVEY, Angus L.K.	/			
9. MORITA, Hermina M.	/			
10. SONSON, Alex M.	/			
11. SOUKI, Joseph M.	/			
12. TSUJI, Clift	/			
13. YAMANE, Ryan I.	/			
14. YAMASHITA, Kyle T.	/			
15. MARUMOTO, Barbara C.	/			
16. PINE, Kymberly Marcos	/			
17. THIELEN, Cynthia				/
TOTAL	16			1
The recommendation is: <input checked="" type="checkbox"/> Adopted				
<input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) - Committee Duplicate (Yellow) - HMSO Duplicate (Pink) - Clerk's Office				