

Honolulu, Hawaii

April 25, 2008

RE: H.B. No. 3178
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. 3178, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CIVIL PENALTIES FOR VIOLATIONS ON PUBLIC LANDS,"

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 protect Hawaii's natural resources by:

- (1) Increasing the civil penalty fine amounts for violations on and encroachments upon public lands;
- (2) Authorizing the Board of Land and Natural Resources (BLNR) to assess administrative costs incurred by the Department of Land and Natural Resources and for payment of damages for violations on and encroachments upon public lands;



- (3) Authorizing BLNR to collect additional fines for damage to or theft of natural resources; and
- (4) Exempting persons exercising native Hawaiian gathering rights and traditional cultural practices as authorized by law or the Hawaii Constitution.

Your Committee on Conference has amended this bill by:

- (1) Changing the effective date to upon its approval; and
- (2) 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. 3178, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 3178, S.D. 2, C.D. 1.

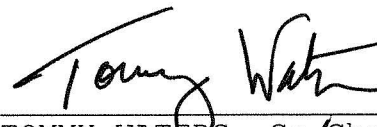
Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE



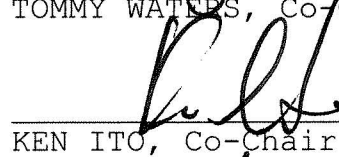
CLAYTON HEE, Chair



TOMMY WATERS, Co-Chair



BRIAN T. TANIGUCHI, Co-Chair



KEN ITO, Co-Chair



JON RIKI KARAMATSU, Co-Chair



Hawaii State Legislature

CR 1210-08

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: HB 3178, SD 2	Date/Time: 4/22/08 3:00pm
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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.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
HEE, Clayton, Chr.	✓				WATERS, Tommy, Co-Chr.	✓			
TANIGUCHI, Brian T., Co-Chr.	✓				ITO, Ken, Co-Chr.	✓			
KOKUBUN, Russell S.				✓	KARAMATSU, Jon Riki, Co-Chr.	✓			
WHALEN, Paul	✓				THIELEN, Cynthia	✓			
TOTAL	3			1	TOTAL	4			

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

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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