

Honolulu, Hawaii

**Feb 6**, 2006RE: H.B. No. 2112  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committees on Water, Land, & Ocean Resources and  
Legislative Management, to which was referred H.B. No. 2112  
entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC LANDS,"

beg leave to report as follows:

The purpose of this measure is to subject any disposition of  
public lands by the Board of Land and Natural Resources, Hawaii  
Community Development Authority, or High Technology Development  
Corporation in fee simple, lease with option to purchase, or grant  
of easement in perpetuity to disapproval by the Legislature by a  
two-thirds vote of either the Senate or the House of  
Representative or by a majority of both.

In the public hearing notice of the meeting of the  
Committees, it was duly noted that a draft proposal of this  
measure was to be considered during the hearing and that the draft  
proposal was available for review by members of the Committees and  
the public. The draft measure provided for the prior approval by  
the Legislature of any dispositions in fee simple, lease with  
option to purchase, or easement in perpetuity by the Board of Land  
and Natural Resources, Hawaii Community Development Authority, or  
the High Technology Development Corporation.

The Board of Land and Natural Resources, Hawaii Community  
Development Authority, and Hawaiian Electric Company, Inc.,  
testified in opposition to this measure. The High Technology



Development Corporation testified that it did not have the authority to dispose of public lands. Testimony in favor of this measure was received from the Office of Hawaiian Affairs, Sierra Club, and numerous individuals.

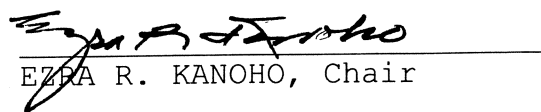
Your Committees amended this measure to provide that:

- (1) Any disposition by the Board of Land and Natural Resources or Hawaii Community Development Authority in fee simple, lease with option to purchase, or easement in perpetuity required the prior approval of the Legislature; and
- (2) The grant of any remnants or grants to any state or county department or agency for roadway or infrastructure improvements are not subject to the prior approval of the Legislature.

As affirmed by the records of votes of the members of your Committees on Water, Land, & Ocean Resources and Legislative Management that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2112, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2112, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committees on Water, Land, &  
Ocean Resources and Legislative  
Management,

  
MICHAEL Y. MAGAOAY, Chair

  
EZRA R. KANOHO, Chair





