

STAND. COM. REP. NO. 304-06

Honolulu, Hawaii
Feb 14, 2006

RE: H.B. No. 2533

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
Transportation, to which was referred H.B. No. 2533 entitled:

"A BILL FOR AN ACT RELATING TO IMPACT FEES,"

beg leave to report as follows:

The purpose of this bill is to facilitate county projects
that may need state capital improvements by:

- (1) Authorizing the counties to impose impact fees for state capital improvement projects;
- (2) Authorizing, rather than mandating, the counties to consider certain factors in imposing impact fees and deleting offsets payable to a developer from those factors;
- (3) Replacing the requirement that a county cannot collect impact fees before the approval of a Needs Assessment Study (study), with the requirement that public facility capital improvements are specifically identified in a county comprehensive plan, an approved study, or for an approved state capital improvement project; and
- (4) Authorizing the transfer to the State of road and highway impact fees for state projects reasonably benefiting the development.




The Department of Transportation and the County of Hawaii testified in support of this bill. The Department of Education supported the intent of this measure. The Department of Planning and Permitting of the City and County of Honolulu supported this bill with amendments. The Land Use Research Foundation of Hawaii (LURF) opposed this measure.

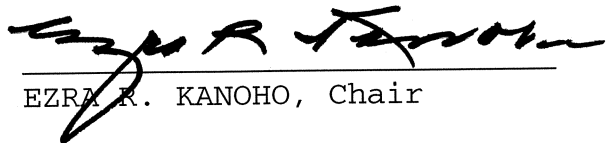
LURF raised concerns that these amendments will discourage development because developers will participate in a process that is open and fair, not one that is uncertain and unfair. However, your Committees recognize that these amendments are necessary to enable the counties to continue capital improvement projects. Therefore, your Committees believe that this measure deserves further discussion in subsequent committees despite the concerns raised.

As affirmed by the records of votes of the members of your Committees on Water, Land, & Ocean Resources and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2533 and recommend that it pass Second Reading and be referred to the Committee on Finance.

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



JOSEPH M. SOUKI, Chair



EZRA R. KANOHO, Chair



