

Honolulu, Hawaii

March 15, 2006

RE: S.B. No. 3084
S.D. 2
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 Committee on Water, Land, & Ocean Resources, to which
was referred S.B. No. 3084, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO REAL PROPERTY,"

begs leave to report as follows:

The purpose of this bill is to facilitate the appraisal
required to acquire Lands Having Value as a Resource to the State
(Resource Value Lands) by allowing the Attorney General (AG):

(1) To review, approve, and accept an existing appraisal if:

(A) The appraisal was completed within six months
before the Board of Land and Natural Resources
approves the acquisition of the Resource Value
Land; and

(B) The AG finds that the appraisal was performed in
accordance with accepted professional standards;

or

(2) To contract for independent appraisals from no more than
three disinterested appraisers; and

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- (3) In the case of the purchase of any lands by the State, after consultation with the Department of Land and Natural Resources (DLNR) or another independent appraiser, determine than the purchase of the land at a price higher than the appraisal may be justified.

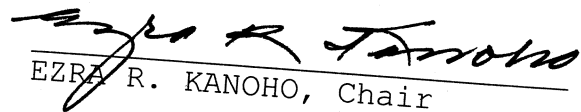
The Nature Conservancy of Hawaii supported this bill with amendments. DLNR and The Trust for Public Lands commented on this measure.

Your Committee has amended this bill by:

- (1) Placing the provisions of this bill into Chapter 173A, Hawaii Revised Statutes, relating to Resource Value Lands, since the provisions are intended to apply to Resource Value Lands;
- (2) Increasing to one year the period of time that an existing appraisal will remain effective for consideration by the State;
- (3) Replacing the role of the AG under this bill with the State; and
- (4) Making technical, nonsubstantive amendments for clarity, style, and consistency.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3084, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3084, S.D. 2, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Water, Land, &
Ocean Resources,


EZRA R. KANOHO, Chair

