
A BILL FOR AN ACT

RELATING TO IMPORTANT AGRICULTURAL LANDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 **PART I**

2 SECTION 1. Chapter 205, Part III, Hawaii Revised Statutes,
3 is amended by adding a new section to be appropriately
4 designated and to read as follows:

5 **"§205- Exemptions; real property tax.** A landowner with
6 lands qualifying under section 205-44 shall be exempt from real
7 property taxation that is determined and assessed from the value
8 of the designated land."

9 SECTION 2. There is appropriated out of the general
10 revenues of the State of Hawaii the sum of \$, or so
11 much thereof as may be necessary for fiscal year 2007-2008, to
12 the city and county of Honolulu, the county of Maui, the county
13 of Hawaii, and the county of Kauai to offset any revenues lost
14 directly from exempting landowners of designated important
15 agricultural lands from real property taxation.

16 The sum appropriated shall be expended by the department of
17 budget and finance for the purposes of this Act.



1 PART II

2 SECTION 3. Chapter 205, part III, Hawaii Revised Statutes,
3 is amended by adding a new section to be appropriately
4 designated and to read as follows:

5 **"§205- Important agricultural land; residential housing.**

6 A landowner of lands qualifying under section 205-44 may
7 develop, construct, and maintain residential dwelling units for
8 farmers, employees, and their families; provided that:

9 (1) The farmers' dwelling units shall be used exclusively
10 by farmers and their immediate family members who farm
11 on the designated important agricultural land upon
12 which the dwelling is situated; provided that the
13 immediate family members of a farmer may live in
14 separate dwelling units situated on the same
15 designated land as the farmer's family's dwelling
16 unit;

17 (2) The employee dwelling units shall be used exclusively
18 by employees and their immediate family members who
19 work on the designated important agricultural land
20 upon which the dwelling is situated; provided that the
21 immediate family members of the employee shall not



1 live in separate dwelling units and shall live with
2 the employee;

3 (3) The farmers' and employee dwelling units meet all
4 applicable building code requirements;

5 (4) Notwithstanding section 205-4.5(a)(12), the landowner
6 shall not plan or develop a residential subdivision on
7 the designated important agricultural land; and

8 (5) The plans for farmers' and employee dwelling units
9 shall be supported by agricultural plans that are
10 approved by the department of agriculture."

11 SECTION 4. New statutory material is underscored.

12 SECTION 5. This Act shall take effect upon its approval;
13 provided that section 2 shall take effect upon July 1, 2007.



Report Title:

Important Agricultural Lands; Real Property Taxes; Worker
Housing

Description:

Exempts owners of real property designated as important
agricultural lands from paying real property taxes. Provides
farmer and employee housing on lands designated as important
agricultural lands. (SD1)

