

STAND. COM. REP. NO.

2422

Honolulu, Hawaii

FEB 15 2008

RE: S.B. No. 2507

S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Madam:

Your Committees on Water and Land and Intergovernmental and Military Affairs, to which was referred S.B. No. 2507 entitled:

"A BILL FOR AN ACT RELATING TO EMINENT DOMAIN,"

beg leave to report as follows:

The purpose of this measure is to prohibit the exercise of the power of eminent domain to take private property and transfer the property to another private entity for development purposes where the receiving private entity had earlier expressed an interest in developing the condemned property.

Your Committees received testimony in support of this measure from the National Federation of Independent Business. Testimony with suggested revisions was received from the Department of the Corporation Counsel of the City and County of Honolulu. Testimony in opposition was received from Hawaii County Councilmember Bob Jacobson who testified as an individual.

Your Committees find there is overwhelming support in limiting government's authority to acquire private property for the purpose of economic development of another private entity. The taking of private property through the power of eminent domain is for the purpose of public use, such as public roads, public utilities, affordable housing, and community developments.

Your Committees have amended this measure by changing the effective date to July 1, 2050, to continue the discussion in this matter.

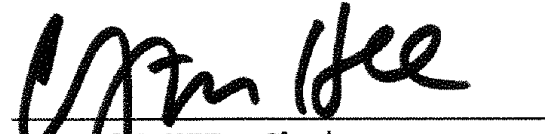
2008-1348 SSCR SMA-1.doc



As affirmed by the records of votes of the members of your Committees on Water and Land and Intergovernmental and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2507, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2507, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on behalf of the members of the Committees on Water and Land and Intergovernmental and Military Affairs,

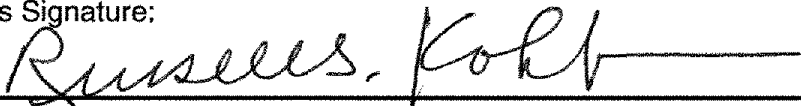

LORRAINE R. INOUÉ, Chair


CLAYTON HEE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

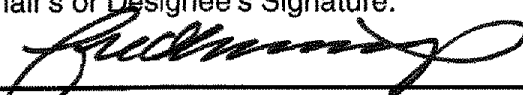
Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2507	WTL/IGM, JDL	2/11/08		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	/			
KOKUBUN, Russell S. (VC)	/			
FUKUNAGA, Carol				/
TOKUDA, Jill N.	/			
WHALEN, Paul				/
TOTAL	3			2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes

The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Intergovernmental and Military Affairs
IGM

Bill / Resolution No.:*	Committee Referral:	Date:		
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The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
INOUE, Lorraine R. (C)	✓			
TSUTSUI, Shan S. (VC)				✓
HEMMINGS, Fred	✓			
TOTAL	2			1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency		

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