

Honolulu, Hawaii

Feb 19, 2009

RE: H.B. No. 1552

H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred H.B. No. 1552 entitled:

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

begs leave to report as follows:

The purpose of this bill is to ensure that Kahana Valley State Living Park, one of the last remaining intact ahupuaa on the island of Oahu, is properly protected and managed, by:

- (1) Authorizing the Department of Land and Natural Resources (DLNR) to issue long-term residential leases to qualified persons who currently reside within and contribute to a living park; and
- (2) Establishing a Kahana Planning Council to develop a master plan for the Kahana Valley State Living Park that will provide for rules and procedures, measurements for success, and other requirements.

The Office of Hawaiian Affairs, Koolauloa Hawaiian Civic Club, Oahu Council of the Association of Hawaiian Civic Clubs, Native Hawaiian Legal Corporation, and numerous concerned individuals testified in support of this bill. A concerned individual supported the intent of this measure. Several concerned individuals opposed this bill. DLNR, the Attorney General (AG), and several concerned individuals provided comments.



The AG expressed concerns that this bill may violate the constitutional prohibition against special legislation. Accordingly, to broaden the scope of this bill, your Committee has amended this bill by making it a law of general applicability. Specifically, this bill has been redrafted to provide that the bill applies to all state living parks and that a Living Park Planning Council be established for each state living park.

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 H.B. No. 1552, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1552, H.D. 1, and be referred to the Committee on Finance.

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



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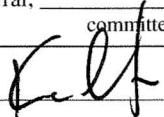
KEN ITO, Chair



State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

HSCR 423

Record of Votes of the Committee on Water, Land, & Ocean Resources

Bill/Resolution No.: HB1552	Committee Referral: WLO, FIN	Date: 2/13/09		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
WLO Members	Ayes	Ayes (WR)	Nays	Excused
1. ITO, Ken (C)	✓			
2. HAR, Sharon E. (VC)	✓			
3. CABANILLA, Rida				✓
4. CHANG, Jerry L.	✓			
5. CHONG, Pono				✓
6. COFFMAN, Denny	✓			
7. HERKES, Robert N.				✓
8. LEE, Chris				✓
9. LUKE, Sylvia	✓			
10. MORITA, Hermina M.	✓			
11. SAGUM, Roland D., III	✓			
12. CHING, Corinne W.L.	✓			
13. THIELEN, Cynthia	✓			
TOTAL (13)	9			4
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				