

Honolulu, Hawaii

March 30, 2010

RE: H.R. No. 231

H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Sir:

Your Committees on Water, Land, & Ocean Resources and Higher Education, to which was referred H.R. No. 231 entitled:

"HOUSE RESOLUTION APPROVING THE FEE SIMPLE SALE OF NON-CEDED LANDS HELD BY THE UNIVERSITY OF HAWAII IN KAPOLEI, HAWAII,"

beg leave to report as follows:

The purpose of this resolution is to approve the fee simple sale of state land pursuant to Act 176, Session Laws of Hawaii 2009 (Act 176). Specifically, the University of Hawaii (UH) seeks to sell non-ceded lands in Kapolei donated to UH by the Campbell Estate to build the UH-West Oahu campus to meet the condition running with the land that construction of the campus commence by December 31, 2011.

UH-West Oahu testified in support of this resolution. The Office of Hawaiian Affairs provided comments.

The private, non-ceded lands were donated on the specific conditions that a campus would be built that accommodates at least 2,750 students and that construction would begin by December 31, 2011, otherwise the lands would revert to the Campbell Estate. Your Committee finds that the sale of the subject land would raise the funds necessary to finance the construction of this campus.

Your Committees find that the land was derived from Campbell Estate lands, and is konohiki land, which by definition is not ceded land. To be sure, a title search has been conducted on the



subject land, which has revealed that the subject land is not ceded land.

Your Committees further find that an appraisal is currently being conducted as to the subject land. However, as the subject land is currently in negotiations for the sale, the State is prohibited from disclosing the information until that process is completed. Therefore, the intent of your Committees is to have the appraisal information required under Act 176 inserted into this resolution at the appropriate time, once it becomes available.

Your Committees have amended this resolution by:

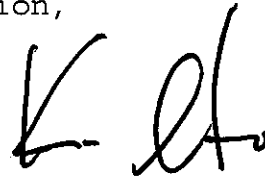
- (1) Inserting the Tax Map Key No. information of the subject land sought to be sold, to comply with the provisions of Act 176; and
- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the records of votes of the members of your Committees on Water, Land, & Ocean Resources and Higher Education that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 231, as amended herein, and recommend that it be referred to the Committee on Finance, in the form attached hereto as H.R. No. 231, H.D. 1.

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



~~fox~~ JERRY L. CHANG, Chair



KEN ITO, Chair



State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

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

Bill/Resolution No.: <b>HR 231</b>	Committee Referral: <b>WLO/HED, FIN</b>	Date: <b>3/22/10</b>		
<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	✓			
<b>TOTAL (13)</b>	<b>7</b>	<b>2</b>	<b>1</b>	<b>3</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ committee acronym(s) _____ did not support recommendation.				
Vice Chair's or designee's signature: _____ <i>F. Ito</i> _____				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				

State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

HSCR 1069-1

**Record of Votes of the Committee on Higher Education**

<b>Bill/Resolution No.:</b> HR 231	<b>Committee Referral:</b> WLO/HED, FIN	<b>Date:</b> MAR 22, 2010		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="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)				
HED Members	Ayes	Ayes (WR)	Nays	Excused
1. CHANG, Jerry L. (C)	✓			
2. NAKASHIMA, Mark M. (VC)	✓			
3. BERG, Lyla B.			✓	
4. BERTRAM, Joe, III				✓
5. HANOHANO, Faye P.			✓	
6. MANAHAN, Joey				✓
7. RHOADS, Karl		✓		
8. SAIKI, Scott K.			✓	
9. SHIMABUKURO, Maile S.L.			MK	✓
10. TAKAI, K. Mark		MK	✓	
11. TAKUMI, Roy M.		✓		
12. YAMANE, Ryan I.				✓
13. CHING, Corinne W.L.	✓			
14. PINE, Kymerly Marcos	✓			
<b>TOTAL (14)</b>	<b>4</b>	<b>2</b>	<b>4</b>	<b>4</b>
<b>The recommendation is:</b> <input checked="checked" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
<b>Vice Chair's or designee's signature:</b> _____ <i>(Signature)</i>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				