

STAND. COM. REP. NO.

1716

Honolulu, Hawaii

April 9, 2009

RE: S.B. No. 995
S.D. 2
H.D. 3

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

Sir:

Your Committee on Finance, to which was referred S.B. No. 995, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,"

begs leave to report as follows:

The purpose of this bill is to resolve the claims relating to the portion of income and proceeds from the public trust lands owing to the Office of Hawaiian Affairs (OHA) between November 7, 1978, and July 1, 2008.

Specifically, this bill calls for a two-step transfer of lands valued at \$200,000,000 to OHA in satisfaction of the claims. For the first step, this bill transfers to OHA certain parcels in Kakaako Makai valued at \$92,719,415, subject to OHA's right to reject any or all parcels after performing due diligence. The second step envisions conveyance in 2010 of parcels to OHA valued at \$107,280,585.

Several concerned individuals opposed this bill. The Office of Hawaiian Affairs, Department of the Attorney General, Association of Hawaiian Civic Clubs, Executive Committee of the Sierra Club, Oahu Group, and several concerned individuals offered comments.

SB995 HD3 HSCR FIN HMS 2009-3695



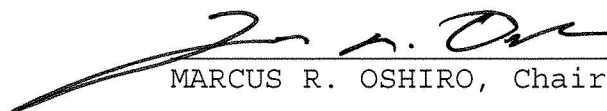
Your Committee has amended this bill by:

- (1) Prohibiting the conveyance of parcels at Pier 1 and Pier 2;
- (2) Changing the effective date to July 1, 2020, to encourage further discussion; and
- (3) Making technical, nonsubstantive changes for style, clarity, and consistency.

Your Committee notes that the parcels proposed to be conveyed to OHA in this bill will remain subject to existing encumbrances and easements after the conveyance, as specifically set forth in Section 5 of this bill.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 995, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 995, S.D. 2, H.D. 3.

Respectfully submitted on
behalf of the members of the
Committee on Finance,


MARCUS R. OSHIRO, Chair



