



From: UH EAUR - Government Relations Office [uhgovrel@hawaii.edu]
Sent: Thursday, March 18, 2010 10:44 AM
To: WLOtestimony
Subject: HCR316/HR231 - WLO/HED on 3/19 at 10:30am
Attachments: hcr0316_hr0231_uoh_03-19-10_wlo-hed.pdf

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UNIVERSITY OF HAWAII SYSTEM

Legislative Testimony

Testimony Presented Before the
House Committees on Water, Land and Ocean Resources and Higher Education on
HCR 0316/HR-231, Approving the Fee Simple Sale of Non-Ceded Lands Held by the
University of Hawaii in Kapolei, Hawaii
Friday, March 19, 2010 at 10:30 am
Conference Room 325

By
Gene I. Awakuni
Chancellor, University of Hawai'i, West O`ahu

**HCR 316/HR 231 – APPROVING THE FEE SIMPLE SALE OF NON-CEDED LANDS
HELD BY THE UNIVERISTY OF HAWAII IN KAPOLEI, HAWAII**

Chairs Ito and Chang, Vice Chairs Har and Nakashima, and Members of the House
Committees on Water, Land and Ocean Resources and Higher Education:

The University of Hawai'i – West O`ahu, supports the passage of HCR 316/HR 231.
These measures would allow the University of Hawai'i to sell in fee simple certain non-
ceded lands adjoining the site of the proposed UH – West O`ahu Kapolei campus. The
proceeds from the sale of lands would be used to finance future construction of the new
campus.

These measures would afford the University the flexibility to proceed in a timely and
efficient manner to take advantage of opportunities to raise revenues through the sale of
its non-ceded lands, as market conditions and needs may warrant. We appreciate the
intent of the measures which recognize UH – West O`ahu's need to comply with the
Campbell land covenants, to raise funds to finance the future construction of its new
campus and to expedite procedural requirements of Act 176 that could delay the
effective sale of its lands in support of the campus development.

Thank you for the opportunity to provide testimony in support of these measures.

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, March 18, 2010 4:52 PM
To: WLOtestimony
Cc: deirdraa@oha.org
Subject: Testimony for HCR316 on 3/19/2010 10:30:00 AM
Attachments: HCR 316 testimony.docx

Testimony for WLO/HED 3/19/2010 10:30:00 AM HCR316

Conference room: 325

Testifier position: comments only

Testifier will be present: No

Submitted by: Deirdra Alo for Jim Mc Mahan

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Submitted on: 3/18/2010

Comments:



**HCR 316, APPROVING THE FEE SIMPLE SALE OF NON-CEDED LANDS
HELD BY THE UNIVERSITY OF HAWAII IN KAPOLEI, HAWAII**
House Committee on Water, Land & Ocean Resources, and
House Committee on Higher Education

March 19, 2010
Room: 325

10:30 a.m.

The Office of Hawaiian Affairs (OHA) offers the following comments on HCR 316:

We are concerned that this concurrent resolution does not provide evidence that the lands in question are in fact non-ceded lands. Moreover, the lands are simply described as "non-ceded lands owned by the University of Hawaii situated around the Kapolei campus." This vague description, lacking TMKs or other precise identifiers, makes it difficult to determine whether the lands are ceded.

In addition, the vague description does not appear to satisfy the requirement in Act 176, SLH 2009, that concurrent resolutions of this nature must identify the location and area of the parcels of land to be sold. Other information required by Act 176 is also missing, such as the appraisal value of the land to be sold.

We wish to note that OHA's concerns about this concurrent resolution do not signify any change in OHA's support of House Bill 2561 Relating to Lands Controlled by the State. That bill seeks statutory amendments to make the legislative oversight prescribed by Act 176 apply only to ceded lands.

Thank you for this opportunity to submit testimony.