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## A BILL FOR AN ACT

RELATING TO LANDS CONTROLLED BY THE STATE.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 171-64.7, Hawaii Revised Statutes, is  
2 amended by amending subsection (c) to read as follows:

3           "(c) The state department or agency proposing to sell or  
4 give any state land described in subsection (a) shall submit for  
5 introduction to the legislature a concurrent resolution for  
6 review of the proposed sale or gift. The concurrent resolution  
7 shall contain a list of all sales or gifts of state land  
8 proposed by the state department or agency. The concurrent  
9 resolution shall contain the following information:

10           (1) The specific location and [~~area~~] size in square feet  
11           or in other precise measure of the parcels of land to  
12           be sold or given;

13           (2) The appraisal value of the land to be sold or given;

14           (3) The names of all appraisers performing appraisals of  
15           the land to be sold or given;

16           (4) The date of the appraisal valuation;

17           (5) The specific purpose for which the land is being sold  
18           or given; [~~and~~]



1 (6) A detailed summary of any development plans for the  
2 land to be sold or given[~~+~~]; and

3 (7) A statement of whether the land is, or is not, land  
4 that was classed as government or crown lands previous  
5 to August 15, 1895, or was acquired by the State in  
6 exchange for such lands, and a detailed explanation of  
7 how the state department or agency made this  
8 determination.

9 A copy of the concurrent resolution for the prior approval  
10 of a sale or gift of land shall also be submitted to the office  
11 of Hawaiian affairs [~~when it is submitted to the legislature.~~]  
12 six months prior to the convening of a regular or special  
13 session of the legislature to allow the office to determine  
14 whether the land was classed as government or crown lands  
15 previous to August 15, 1895, or was acquired by the State in  
16 exchange for such lands."

17 SECTION 2. Section 171-50, Hawaii Revised Statutes, is  
18 amended by amending subsection (c) to read as follows:

19 "(c) Legislative disapproval. Any exchange of public land  
20 for private land shall be subject to disapproval by the  
21 legislature by two thirds vote of either the senate or the house  
22 of representatives or by majority vote of both in any regular or



1 special session following the date of the board of land and  
2 natural resources' approval in principle of the exchange. The  
3 state department or agency shall submit for introduction to the  
4 legislature a resolution for review of action on any exchange to  
5 be consummated by the board wherein exchange deeds will be  
6 executed by the parties together with the following information:

- 7 (1) [~~the~~] The specific location and [area] size in square  
8 feet or in other precise measure of the parcels of  
9 land to be exchanged;
- 10 (2) [~~the~~] The value of the lands to be conveyed by the  
11 State and the private party;
- 12 (3) [~~the~~] The name or names of the appraiser or  
13 appraisers;
- 14 (4) [~~the~~] The date of the appraisal valuation; [and]
- 15 (5) [~~the~~] The specific purpose for which the lands are  
16 being exchanged[-];
- 17 (6) A detailed summary of any development plans for the  
18 land to be exchanged; and
- 19 (7) A statement of whether the land is, or is not, land  
20 that was classed as government or crown lands previous  
21 to August 15, 1895, or was acquired by the State in  
22 exchange for such lands, and a detailed explanation of



1           how the state department or agency made this  
 2           determination.

3           A copy of the resolution shall also be submitted to the  
 4 office of Hawaiian affairs [~~when it is submitted to the~~  
 5 ~~legislature.~~] six months prior to the convening of a regular or  
 6 special session of the legislature to allow the office to  
 7 determine whether the land was classed as government or crown  
 8 lands previous to August 15, 1895, or was acquired by the State  
 9 in exchange for such lands."

10           SECTION 3. Statutory material to be repealed is bracketed  
 11 and stricken. New statutory material is underscored.

12           SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:           *Calvin K. King*            
   By Request

JAN 21 2011

**Report Title:**

Office of Hawaiian Affairs; Lands Controlled by the State

**Description:**

Requires more specificity in all concurrent resolutions for the review of proposed sale or gifts of state land, including whether the land was classed as government or crown lands prior to 8/15/95. Requires a copy of the resolution be submitted to OHA 6 months prior to the appropriate legislative session.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

