

JAN 21 2011

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.

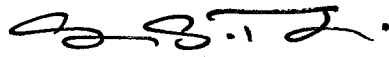
3 A copy of the resolution shall also be submitted to the
4 office of Hawaiian affairs [~~when it is submitted to the~~
5 ~~legislature.~~] six months prior to the convening of a regular or
6 special session of the legislature to allow the office to
7 determine whether the land was classed as government 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.

13

INTRODUCED BY:



By Request



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.

