

STAND. COM. REP. NO. 561

Honolulu, Hawaii

Feb 18, 2011

RE: H.B. No. 1617  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committees on Tourism and Economic Revitalization & Business, to which was referred H.B. No. 1617 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC LANDS,"

beg leave to report as follows:

The purpose of this bill is to assist Hawaii's visitor industry and provide a means of infrastructure improvements to public lands while protecting State interests by:

- (1) Providing for an extension of leases of public lands for commercial, hotel, resort, or industrial use to a maximum of 55 years if substantial improvements are made to the demised premises;
- (2) Requiring that the plans and specifications for the total development being proposed be submitted to the Board of Land and Natural Resources (BLNR) for review prior to a development agreement being entered into; and
- (3) Prohibiting the commencement of construction until a sufficient bond conditioned upon the full and faithful performance of all the terms and conditions of the development agreement has been filed with BLNR.

The Hawaii Tourism Authority testified in support of this bill. The Department of Land and Natural Resources opposed this measure.

HB1617 HD1 HSCR TOU-ERB HMS 2011-2393



Your Committees have amended this bill by:

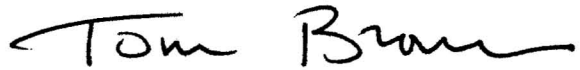
- (1) Adding a purpose section to describe historical background regarding deteriorating infrastructure;
- (2) Adding provisions clarifying that the extension of a lease, similar to the issuance of a new lease, is subject to the most current leasing practices and policies of BLNR;
- (3) Specifying that the applicant for a lease extension pay all costs and expenses; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Tourism and Economic Revitalization & Business that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1617, as amended herein, and recommend that it be referred to the Committee on Finance, in the form attached hereto as H.B. No. 1617, H.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committees on Tourism and  
Economic Revitalization &  
Business,



ANGUS L.K. MCKELVEY, Chair



TOM BROWER, Chair



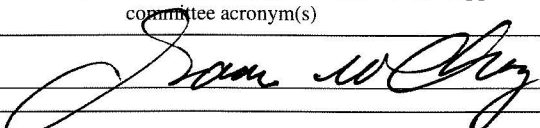
State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

Record of Votes of the Committee on Tourism

Bill/Resolution No.: <b>HB 1617</b>	Committee Referral: <b>WLO, TOU/ERB, FIN</b>	Date: <b>2/17/11</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)				
TOU Members	Ayes	Ayes (WR)	Nays	Excused
1. BROWER, Tom (C)	✓			
2. TOKIOKA, James Kunane (VC)	✓			
3. AWANA, Karen L.	✓			
4. CHOY, Isaac W.	✓			
5. EVANS, Cindy	✓			
6. HASHEM, Mark J.	✓			
7. McKELVEY, Angus L.K.	✓			
8. NISHIMOTO, Scott Y.	✓			
9. TSUJI, Clift	✓			
10. CHING, Corinne W.L.				✓
11. MARUMOTO, Barbara C.		✓		
TOTAL (11)	9	1	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: _____				
Distribution: Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				

State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

Record of Votes of the Committee on Economic Revitalization & Business

Bill/Resolution No.: <b>HB 1617 HSCR 198</b>	Committee Referral: <b>TOU/ERB</b>	Date: <b>2/17/11</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)				
ERB Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. CHOY, Isaac W. (VC)	✓			
3. AWANA, Karen L.	✓			
4. BROWER, Tom	✓			
5. EVANS, Cindy	✓			
6. HASHEM, Mark J.	✓			
7. NISHIMOTO, Scott Y.	✓			
8. TOKIOKA, James Kunane	✓			
9. TSUJI, Clift	✓			
10. MARUMOTO, Barbara C.		✓		
11. PINE, Kymerly Marcos	✓			
<b>TOTAL (11)</b>	<b>10</b>	<b>1</b>	<b>0</b>	<b>0</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____ 				
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