

STAND. COM. REP. NO. 428

Honolulu, Hawaii  
Feb 18, 2011

RE: H.B. No. 331  
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 Committee on Water, Land, & Ocean Resources, to which  
was referred H.B. No. 331 entitled:

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

begs leave to report as follows:

The purpose of this bill is to help stabilize and support the  
economy of Hilo by:

- (1) Requiring the Department of Land and Natural Resources  
(DLNR) to extend the terms of all existing leases that  
were conveyed after May 23, 1960, on properties in the  
area known as the Hilo Industrial Area, until no earlier  
than 2026; and
- (2) Requiring DLNR to determine, no later than January 1,  
2016, and in consultation with the Kanoiehua Industrial  
Area Association, whether it is in the public interest  
to relocate the existing lessees or develop the existing  
infrastructure.

McCully Works; HPM Building Supply; Hilo Bay Printing Co.,  
Ltd.; Hilo Fish Company; and several concerned individuals  
supported this bill. DLNR, the Department of the Attorney  
General, and the Office of Hawaiian Affairs opposed this measure.  
The Kanoiehua Industrial Area Association offered comments.

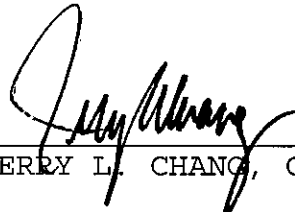


After careful consideration, your Committee has amended this bill by:

- (1) Deleting all references to Hilo, the Hilo Industrial Area, and the Kanoelehua Industrial Area Association; and
- (2) Generally allowing the Board of Land and Natural Resources to extend or modify, periodically and under certain circumstances, the fixed rental period of any intensive agricultural, aquaculture, commercial, mariculture, special livestock, pasture, or industrial lease; provided that the aggregate of the initial term and any extension granted does not exceed 65 years.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 331, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 331, H.D. 1, and be referred to the Committee on Finance.

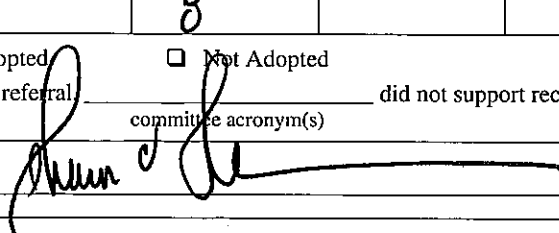
Respectfully submitted on  
behalf of the members of the  
Committee on Water, Land, &  
Ocean Resources,

  
\_\_\_\_\_  
JERRY L. CHANG, Chair



*HSCR 428*

**Record of Votes of the Committee on Water, Land, & Ocean Resources**

Bill/Resolution No.: <b>HB 331</b>	Committee Referral: <b>WLO, FIN</b>	Date: <b>2/11/11</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)				
WLO Members	Ayes	Ayes (WR)	Nays	Excused
1. CHANG, Jerry L. (C)	✓			
2. HAR, Sharon E. (VC)	✓			
3. CABANILLA, Rida T.R.				✓
4. CARROLL, Mele				✓
5. CHONG, Pono	✓			
6. COFFMAN, Denny	✓			
7. HERKES, Robert N.	✓			
8. ITO, Ken	✓			
9. MORITA, Hermina M.	✓			
10. NAKASHIMA, Mark M.	✓			
11. RIVIERE, Gil				✓
12. THIELEN, Cynthia				✓
<b>TOTAL (12)</b>	<b>8</b>			<b>4</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted <input checked="" type="checkbox"/> joint referral    _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution:    Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				