

STAND. COM. REP. NO. 1082

Honolulu, Hawaii  
March 23, 2011

RE: S.B. No. 608  
S.D. 2  
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 S.B. No. 608, S.D. 2, entitled:

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

begs leave to report as follows:

The purpose of this bill is to:

- (1) Allow the Department of Land and Natural Resources (DLNR) to review and consider the exchange of parcels in Sand Island to leaseholders, taking into account, among other factors:
  - (A) Whether a Sand Island parcel proposed for exchange to DLNR has a present and future value that equals or exceeds that of a Sand Island parcel currently under the control of DLNR;
  - (B) Whether a Sand Island parcel proposed for exchange to DLNR has a tenant that would provide an income stream that equals or exceeds the income stream generated by a tenant of a Sand Island parcel under an existing lease; and
  - (C) Any other considerations that would affect a decision to proceed with the exchange of Sand Island parcels to leaseholders.



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and

- (2) Require DLNR to report to the Legislature no later than 20 days prior to the convening of the Regular Session of 2012 on its review and consideration of an exchange of Sand Island parcels with leaseholders.

The Office of Hawaiian Affairs; Sand Island Business Association; Commercial Electric, Inc.; JMI Tile & Marble; MRC Inc.; Eagle Construction Co.; Jayar Construction, Inc.; Dorvin D. Leis Co., Inc.; Rolloffs Hawaii; Honolulu Container Sales & Rental; Robert M. Kaya Builders, Inc.; Ikiakia Builders, Inc.; Tomco Corp.; S and M Welding Co., Inc.; Wong's Meat Market; Imua Sales & Service Inc.; Projects Plus Inc.; Walter Y. Arakaki General Contractor, Inc.; Lui Holding Company, Inc.; Mitsunaga Construction, Incorporated; and Tajiri Lumber, Ltd., opposed this bill. DLNR offered comments.

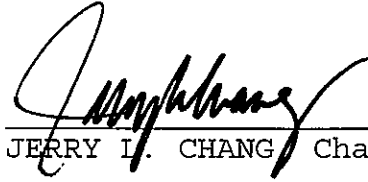
After careful consideration, your Committee has amended this bill by:

- (1) Authorizing DLNR to consider selling, in addition to exchanging, the Sand Island parcels to the leaseholders;
- (2) Requiring DLNR to review and consider, among other criteria, alternative sources of revenue to replace the lease revenues; and
- (3) Changing the effective date to January 1, 3000, to encourage further discussion.

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 S.B. No. 608, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 608, S.D. 2, 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,



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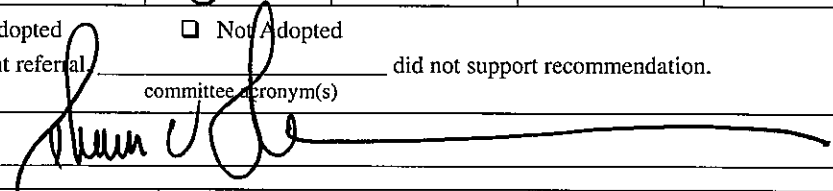
JERRY L. CHANG Chair



State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

HSCR 1082

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

Bill/Resolution No.: SB 608, SD2	Committee Referral: WLO, FIN	Date: 3/18/11		
<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	✓			
<del>9. MORITA, Hermina M.</del>				
10. NAKASHIMA, Mark M.	✓			
11. RIVIERE, Gil	✓			
12. THIELEN, Cynthia	✓			
TOTAL (12) (11)	9			2
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: 				
Distribution: Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				