



EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

June 28, 2013

**GOV. MSG. NO. 1344**

The Honorable Donna Mercado Kim,  
President  
and Members of the Senate  
Twenty-Seventh State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

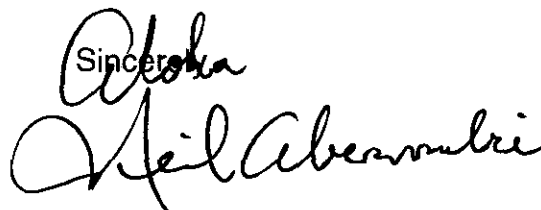
The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Seventh State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Kim, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 28, 2013, the following bill was signed into law:

HB1424 SD2 CD1

RELATING TO THE ACQUISITION OF  
RESOURCE VALUE LANDS  
**ACT 241 (13)**

Sincerely,  


NEIL ABERCROMBIE  
Governor, State of Hawaii

Approved by the Governor

on JUN 28 2013

HOUSE OF REPRESENTATIVES  
TWENTY-SEVENTH LEGISLATURE, 2013  
STATE OF HAWAII

**ACT 241**  
**H.B. NO.** 1424  
S.D. 2  
C.D. 1

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## A BILL FOR AN ACT

RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS.

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

1       SECTION 1. The legislature finds that Lipoa Point-Honolua  
2 is one of the most iconic landmarks in Hawaii. Honolua is rich  
3 in marine resources and historical and archaeological sites, and  
4 is one of the most popular recreational areas for locals and  
5 tourists alike, offering some of the best snorkeling and surfing  
6 conditions on the island of Maui. Nationally recognized as a  
7 marine preserve, it has attracted federal funding and programs  
8 due to having some of the highest fish assemblage  
9 characteristics of all the Hawaiian islands. Additionally,  
10 Honolua is considered to have one of the most diverse, unique,  
11 and abundant reef formations, providing habitat for rare coral  
12 species.

13       Historically, not only is Honolua Bay significant for  
14 Hawaiian canoe voyaging as being the departure point for the  
15 Hōkūleʻa maiden voyage in 1976, it is also the site of several  
16 archaeological finds that were identified by Bishop Museum staff  
17 in 1974, including two heiau, boulders with grinding surfaces,  
18 house platforms, burial mounds, and agricultural terraces.

HB1424 CD1 HMS 2013-3626



1           The legislature further finds that, due to its iconic  
2 reputation, Honolua Bay has drawn countless visitors to Hawaii,  
3 which helps generate revenue by bolstering the State's important  
4 tourist industry. Honolua is known worldwide as a premier  
5 winter session, big wave surf spot, a sector of the surfing  
6 industry that is currently eclipsing the Association of Surfing  
7 Professionals World Championship Tour.

8           The legislature finds, however, that recent contemplation  
9 of zoning changes to the area has jeopardized the pension  
10 benefits for numerous retirees, as the parcel was pledged  
11 against a pension fund established by the retirees' former  
12 employer in order to make sure that kupuna would continue to  
13 receive the benefits that they worked for. If this pension fund  
14 should fail, many of the pensioners would have to turn to state  
15 services and programs, thereby straining the social safety net,  
16 especially in an area where resources are already scarce.

17           The legislature further finds that acquiring this land for  
18 preservation would help protect the area's pristine condition  
19 while providing funds to ensure the adequate capitalization of  
20 the pension fund. The legislature also finds that the owners of  
21 the land have pledged that any revenues derived from the sale of  
22 this parcel would be pledged completely against the pension



1 fund, thereby alleviating concerns of the social safety net  
2 being stretched even further.

3 The purpose of this Act is to require the department of  
4 land and natural resources to engage to acquire the parcel of  
5 land located at Lipoa Point. It is the legislature's intent  
6 that the department explore options to protect and preserve the  
7 area's pristine condition, while ensuring the adequate  
8 capitalization of the pension fund against which the parcel was  
9 pledged.

10 SECTION 2. The department of land and natural resources,  
11 in consultation with the Hawaiian Islands Land Trust, shall  
12 engage to acquire the parcel of land located at Lipoa Point,  
13 identified as TMK 2-4-1-001-010-0000.

14 SECTION 3. To the maximum extent practicable, the  
15 department of land and natural resources shall ensure that the  
16 seller of the land identified in section 2 of this Act uses the  
17 proceeds of the sale to benefit the pension plan of retirees of  
18 the Maui Land and Pineapple Company, Inc.

19 This section shall not be construed or interpreted or  
20 deemed to obligate the State for the pension plan liabilities of  
21 employees and retirees of the Maui Land and Pineapple Company,  
22 Inc.

1 SECTION 4. This Act shall take effect on July 1, 2013.

APPROVED this 28 day of JUN, 2013



GOVERNOR OF THE STATE OF HAWAII

