

STAND. COM. REP. NO. 3000

Honolulu, Hawaii

MAR 23 2016

RE: H.B. No. 2604
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Water, Land, and Agriculture, to which was referred H.B. No. 2604, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE ACQUISITION OF REAL PROPERTY,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that acceptance by the Territorial Legislature or the Legislature of a dedication of land in the Kakaako Community Development District by a private owner is sufficient to convey title to the State.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from the Department of the Attorney General, Hawaii Community Development Authority, and Chamber of Commerce Hawaii.

Your Committee finds that there is currently a dispute regarding ownership of public rights-of-way in the Kakaako Community Development District. Your Committee further finds that the Hawaii Community Development Authority is better suited than the Department of Land and Natural Resources to take title to and manage real property within the Kakaako Community Development District.

Your Committee has amended this measure by:

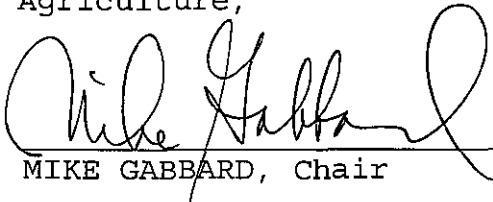
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- (1) Moving the proposed language from section 171-30, Hawaii Revised Statutes, relating to acquisition of real property by the Department of Land and Natural Resources, to a new section in chapter 206E, Hawaii Revised Statutes, relating to the Hawaii Community Development Authority;
- (2) Amending the language to be consistent with section 264-1(c)(1), Hawaii Revised Statutes; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water, Land, and Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2604, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2604, H.D. 1, S.D. 1, and be referred to your Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Water, Land, and
Agriculture,

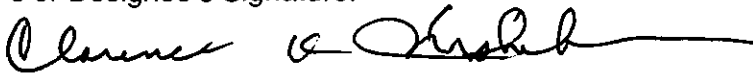


MIKE GABBARD, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Water, Land, and Agriculture
WLA

Bill / Resolution No.:*	Committee Referral:	Date:		
HB2604, HD1	WLA, JDL	3-16-16		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	/			
NISHIHARA, Clarence K. (VC)	/			
DELA CRUZ, Donovan M.				/
RIVIERE, Gil	/			
RUDERMAN, Russell E.	/			
SHIMABUKURO, Maile S.L.	/			
THIELEN, Laura H.				/
WAKAI, Glenn				/
SLOM, Sam				/
TOTAL	5			4
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes