

STAND. COM. REP. NO. 3467

Honolulu, Hawaii

APR 08 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 Judiciary and Labor, to which was referred
H.B. No. 2604, H.D. 1, S.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 eight individuals. Your Committee received testimony in
opposition to this measure from the Department of Land and Natural
Resources and Department of Transportation. 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. Lands claimed by a private entity
via quit claim deed are otherwise considered to be public
roadways; however, the unimproved roadway shoulders are currently
being administered as private property. These rights-of-way and
shoulders include but are not limited to portions of Queen,
Kawaiahao, and Waimanu Streets, Cummins Street, the attendant



unimproved roadway shoulders, and other streets or real estate not yet identified within the Kakaako Community Development District. This measure seeks to clarify whether past or prospective legislative action regarding the acceptance of dedicated real property in the Kakaako Community Development District is sufficient to have conveyed or to convey title to the State.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2604, H.D. 1, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,


GILBERT S.C. KEITH-AGARAN, Chair



