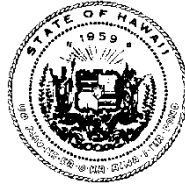


DAVID Y. IGE
GOVERNOR



HAKIM OUANSAFI
EXECUTIVE DIRECTOR

STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES
HAWAII PUBLIC HOUSING AUTHORITY
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BARBARA E. ARASHIRO
EXECUTIVE ASSISTANT

Statement of
Hakim Ouansafi
Hawaii Public Housing Authority
Before the

HOUSE COMMITTEE ON HOUSING
And
HOUSE COMMITTEE ON WATER & LAND

March 21, 2016 11:15 A.M.
Room 211, Hawaii State Capitol

In consideration of
SB 2876, SD 1
RELATING TO PUBLIC LANDS.

Honorable Chair Hashem and Honorable Chair Yamane, and Members of the House Committees on Housing and Water & Land, thank you for the opportunity to provide testimony regarding Senate Bill (SB) 2876, Senate Draft (SD) 1, relating to public lands.

The Hawaii Public Housing Authority (HPHA) **supports** SB 2876, SD 1, which is primarily a "housekeeping" measure, as well as an administrative bill, that seeks to exempt HPHA lands from the definition of "public lands" under Hawaii Revised Statutes (HRS) section 171-2,.

"Public lands" under HRS Chapter 171, are generally under the management, control and jurisdiction of the Department of Land and Natural Resources (DLNR). The HPHA is authorized to acquire, own and hold real property, and therefore, its titled lands do not fall under the catchall jurisdiction of state "public lands" under the DLNR. A Legislative Reference Bureau Report recommended that HRS Section 171-2, be amended to exempt HPHA lands.

Prior to 1987, §171-2 excluded from the definition of "public lands" those "lands to which the Hawaii housing authority in its corporate capacity holds title". Act 337, SLH 1987, that established the housing finance and development corporation, added a further exclusion in §171-2 for the corporation's properties. After 1997, when the two agencies merged into the housing and community development corporation of Hawaii, this section was further amended to change

the reference to the housing and community development corporation of Hawaii to the (present) Hawaii housing finance and development corporation.

It would appear that this section should be amended to include both the Hawaii housing finance and development corporation and the Hawaii public housing authority, as both agencies are authorized to acquire, own, and hold real property.

*“Clarifying Statutory References in State Housing Agency Laws,”
Report No. 5, 2006, Legislative Reference Bureau.*

HHFDC lands have since been exempted under HRS Section 171-2. Accordingly, the HPHA lands should also be exempted from “public lands”.

Notably, under this measure, the HPHA would remain subject to HRS Section 171-64.7, which requires prior approval of the sale of State land “by the legislature by concurrent resolution to be adopted by each house by at least a two-thirds majority vote of the members to which each house is entitled in a regular or special session...”

The HPHA appreciates the opportunity to provide the House Committees on Housing and Water & Land with the HPHA’s testimony regarding SB 2876, SD 1. We thank you very much for your dedicated support.

jordan3-Kevin

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 21, 2016 8:41 AM
To: HSGtestimony
Cc: dkapua@gmail.com
Subject: Submitted testimony for SB2876 on Mar 21, 2016 11:15AM



SB2876

Submitted on: 3/21/2016

Testimony for HSG/WAL on Mar 21, 2016 11:15AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kapua Keliikoa-Kamai	Individual	Comments Only	No

Comments: STRONG OPPOSITION SB2876 RELATING TO PUBLIC LANDS - Public Lands; Hawaii Public Housing Authority Exemption. Exempts Hawaii Public Housing Authority lands from the definition of "public lands" in section 171-2, Hawaii Revised Statutes. PLEASE STOP REMOVING LANDS FROM THE PUBLIC TRUST LANDS INVENTORY. The HPHA can continue to use the lands as needed to help the people of Hawaii. HPHA does not need the title to those lands. STOP! STOP! STOP THE HAWAIIAN LANDS THEFT!!! HEWA! Mahalo, Kapua Keliikoa-Kamai

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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