

Honolulu, Hawaii

FEB 13 2017

RE: S.B. No. 862

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Public Safety, Intergovernmental, and Military Affairs, to which was referred S.B. No. 862 entitled:

"A BILL FOR AN ACT RELATING TO ZONING,"

begs leave to report as follows:

The purpose and intent of this measure is to allow counties with populations less than one hundred thousand to enact a zoning ordinance to amortize or phase out nonconforming single-family transient vacation rental units over a reasonable period of time.

Your Committee received testimony in support of this measure from the County of Kaua'i Planning Department and four individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS, Rental By Owner Awareness Association, and one individual.

Your Committee finds that single-family transient vacation rentals create significant zoning and zoning enforcement issues, particularly in the State's less populated counties. There is a persistent issue regarding whether single-family transient vacation rentals should be treated as residential or resort units. Accordingly, this measure would allow counties with populations less than one hundred thousand to address this ongoing concern by enacting a zoning ordinance to amortize or phase out nonconforming single-family transient vacation rental units over a reasonable period of time.

As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental, and Military



Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 862 and recommends that it pass Second Reading and be referred to your Committee on Commerce, Consumer Protection, and Health.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Intergovernmental, and Military
Affairs,



CLARENCE K. NISHIHARA, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental, and Military Affairs
PSM

Bill / Resolution No.:* SB 862	Committee Referral: PSM, CPH	Date: 1/31/17
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended Pass, with amendments Hold Recommit
2312 2311 2310 2313

Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	✓			
WAKAI, Glenn (VC)	✓			
BAKER, Rosalyn H.	✓			
IHARA, Jr., Les	✓			
THIELEN, Laura H.	✓			
TOTAL	5	0	0	0

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:

Distribution: Original Yellow Pink Goldenrod
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*Only one measure per Record of Votes