

STAND. COM. REP. NO.

984

Honolulu, Hawaii

MAR 01 2019

RE: S.B. No. 1303
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred S.B. No. 1303, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC LANDS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Allow the Department of Education to lease public school lands for a term of not more than ninety-nine years per lease; and
- (2) Amend Act 206, Session Laws of Hawaii 2017, to allow the City and County of Honolulu to transfer lands under existing Department of Education facilities directly to the Department of Education, rather than through the Department of Land and Natural Resources.

Your Committee received testimony in support of this measure from the Department of Education, Building Industry Association of Hawaii, Chamber of Commerce Hawaii, and one individual. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs, Hawaii's Thousand Friends, and four individuals.

Your Committee finds that Act 155, Session Laws of Hawaii 2013, established a pilot program to generate revenue from uses of



public school lands for public purposes, such as workforce housing, to build and retrofit twenty-first century schools and create more school-centered communities. The pilot program laid important groundwork for a statewide approach and plan to optimize public school lands and modernize public school facilities. Your Committee further finds that looking at ways to responsibly utilize the State's existing lands and facilities to generate alternative sources of revenue to repair, maintain, and build twenty-first century schools is not a new concept in other states and jurisdictions, but one that must be explored cautiously here in Hawaii.

Your Committee has amended this measure by:

- (1) Inserting a blank number of years per lease term for which the Department of Education is allowed to lease public school lands;
- (2) Inserting an effective date of December 31, 2050, to encourage further discussion; 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 and Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1303, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1303, S.D. 2.

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

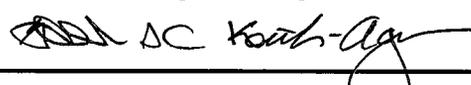


KAIULANI I. KAHALE, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* SB1303 SD1	Committee Referral: EDU, WTL	Date: 2/28/2019		
<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
KAHELE, Kaiali'i (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
NISHIHARA, Clarence K.	X			
RIVIERE, Gil		X		
FEVELLA, Kurt		X		
TOTAL	3	2		
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