

Honolulu, Hawaii
APR 26 2019

RE: S.B. No. 381
S.D. 2
H.D. 1
C.D. 1

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

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 381, S.D. 2, H.D. 1, entitled:

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

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to direct the Office of Planning, Land Use Commission, Real Estate Commission, and City and County of Honolulu Department of Planning and Permitting to study land subdivision and condominium property regime laws related to agricultural land, and report their findings and recommendations to the Legislature.

Your Committee on Conference finds that designating land for agricultural uses can increase the long-term sustainability of local agricultural production. Your Committee on Conference further finds that some agricultural lands are not being used for agriculture and enforcement of agricultural uses on agricultural lands could be



improved. Your Committee on Conference therefore finds that a study of land subdivision and condominium property regime laws would provide the necessary background and framework for improving enforcement of agricultural uses on agricultural lands.

Your Committee on Conference has amended this measure by:

- (1) Delaying the deadline for submitting the report of findings and recommendations from the study to the Legislature to no later than twenty days prior to the Regular Session of 2021;
- (2) Amending section 514B-6, Hawaii Revised Statutes, to require the counties to adopt supplemental rules governing condominium property regimes, including agricultural lands that are held in condominium property regimes, no later than July 1, 2022;
- (3) Inserting a severability clause;
- (4) Making it effective upon approval; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.


As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 381, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 381, S.D. 2, H.D. 1, C.D. 1.



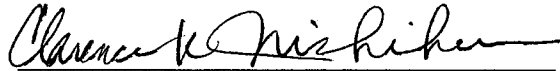
Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



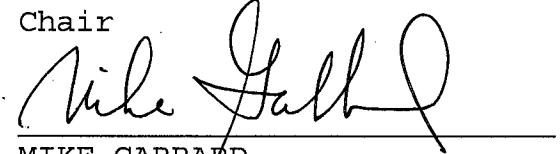
RYAN T. YAMANE
Co-Chair




CLARENCE K. NISHIHARA
Chair



RICHARD P. CREAGAN
Co-Chair




MIKE GABBARD
Co-Chair



ROY M. TAKUMI
Co-Chair



ROSALYN H. BAKER
Co-Chair



TY J. K. CULLEN
Co-Chair



Hawai'i State Legislature

CCRII6

**Record of Votes of a
Conference Committee**

Bill / Concurrent Resolution No.: SB 381, SD 2, HD 1					Date/Time: 4/25/19 4:25 pm				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
NISHIHARA, Clarence K., Chr.	/				YAMANE, Ryan I., Co-Chr.	/			
GABBARD, Mike, Co-Chr.	/				CREAGAN, Richard P., Co-Chr.	/			
BAKER, Rosalyn H., Co-Chr.	/				TAKUMI, Roy M., Co-Chr.	/			
FEVELLA, Kurt				/	CULLEN, Ty J.K., Co-Chr.	/			
					OKIMOTO, Val				/
TOTAL	3	-	-	1	TOTAL	4	-	-	1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature: <i>Clarence K. Nishihara</i>					House Lead Chair's or Designee's Signature: <i>Ryan I. Yamane</i>				
Distribution: Original					Yellow		Pink		Goldenrod
File with Conference Committee Report					House Clerk's Office		Senate Clerk's Office		Drafting Agency