STAND. COM. REP. NO. 1752

Honolulu, Hawaii

MAR 15

, 2019

RE: S.B. No. 381

S.D. 2 H.D. 1

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

Sir:

Your Committees on Water, Land, & Hawaiian Affairs and Agriculture, to which was referred S.B. No. 381, S.D. 2, entitled:

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

beg leave to report as follows:

The purpose of this measure is to protect agricultural land from the encroachment of non-agricultural uses by requiring the counties to adopt ordinances and rules to ensure conformance of the use and development of agricultural land held under a condominium property regime with state and county zoning, land use district, and permit requirements. This measure also requires condominium projects on agricultural land to comply with applicable county subdivision ordinances and rules.

Your Committees received testimony in support of this measure from the Board of Agriculture, Department of Planning and Permitting of the City and County of Honolulu, and O'ahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i. Your Committees received testimony in opposition to this measure from the Hawaii Cattlemen's Council. Your Committees received testimony with comments on this measure from the Office of Planning and Land Use Research Foundation of Hawaii.

Your Committees have amended this measure by:

- (1) Deleting its substantive contents;
- (2) Inserting new language that directs the Office of Planning, Land Use Commission, Real Estate Commission, and Honolulu Department of Planning and Permitting to study state and county subdivision and condominium property regime laws as they relate to agricultural land on Oahu and to report findings and recommendations to the Legislature; and
- (3) Changing its effective date to July 1, 2050.

Your Committees recognize that this measure relates specifically to land uses in agricultural districts on Oahu. It is your Committees' intent to limit the scope of the study required by this measure to a manageable data set for the purposes of this initial investigation. Your Committees anticipate that the results of this study will be a useful starting point that will inform further investigation into issues involving use and development of agricultural lands.

As affirmed by the records of votes of the members of your Committees on Water, Land, & Hawaiian Affairs and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 381, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 381, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on behalf of the members of the Committees on Water, Land, & Hawaiian Affairs and Agriculture,

RICHARD P. CREAGAN, Chair

RYAN I. YAMANE, Chair

## State of Hawaii House of Representatives The THIRTIETH Legislature



## Record of Votes of the Committee on Water, Land, & Hawaiian Affairs

Bill/Resolution No.: 53381,502	Committee Referral: WLH/AGR, CPC,	FIN Date	03/13/16	7			
☐ The committee is reconsidering its previous decision on the measure.							
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit)							
WLH Members	Ayes	Ayes (WR)	Nays	Excused			
1. YAMANE, Ryan I. (C)	✓ ·						
2. TODD, Chris (VC)							
3. HAR, Sharon E.							
4. LOWEN, Nicole E.	atta Maratania da alimata da periodo de la como de la c	en initialiste (et en initialista de en juris)					
5. TARNAS, David A.							
6. WILDBERGER, Tina							
7. THIELEN, Cynthia							
, Indiana							
TOTAL (7)	<u> </u>	0	<u></u>	2			
The recommendation is: Adopted  Not Adopted							
If joint referral, did not support recommendation.							
Vice Chair's or designee's signature:							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							

## State of Hawaii



## Record of Votes of the Committee on Agriculture

SB 38/, SDV	Committee Referral: WLHIAGR, CPC	FIN Date	3/13/19				
☐ The committee is reconsidering its previous decision on the measure.							
The recommendation is to:  □ Pass, unamended (as is) □ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)							
AGR Members	Ayes	Ayes (WR)	Nays	Excused			
1. CREAGAN, Richard P. (C)				· .			
2. DeCOITE, Lynn (VC)				· · · · · · · · · · · · · · · · · · ·			
3. CABANILLA ARAKAWA, Rida							
4. CACHOLA, Romy M.							
5 HOLT Devial							
5. HOLT, Daniel							
6. ONISHI, Richard H.K.							
7. PERRUSO, Amy A.		inia pi waye isang i					
				şi 4.50			
8. OKIMOTO, Val							
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TOTAL (8)	8	0	0				
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)							
Vice Chair's or designee's signature:							
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