

STAND. COM. REP. NO. 1392

Honolulu, Hawaii

MAR 22 2019

RE: H.B. No. 439
H.D. 2
S.D. 1

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

Sir:

Your Committees on Water and Land and Housing, to which was referred H.B. No. 439, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO LAND USE,"

beg leave to report as follows:

The purpose and intent of this measure is to exempt from the definition of "public lands", lands set aside by the Governor to the Hawaii Housing Finance and Development Corporation (HHFDC) for the primary purpose of developing affordable housing.

Your Committees received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Chamber of Commerce Hawaii, Land Use Research Foundation of Hawaii, and Building Industry Association of Hawaii. Your Committees received testimony in opposition to this measure from the Office of Hawaiian Affairs and one individual. Your Committees received comments on this measure from the Hawaiian Affairs Caucus of the Democratic Party of Hawai'i.

Your Committees find that the State is experiencing a severe shortage of affordable housing. Your Committees further find that under existing law, only lands to which the HHFDC holds title are exempted from the definition of "public lands", which does not take into consideration other forms of lands that the HHFDC is developing. This measure would expand the exemption to include




lands that the Governor has set aside to the HHFDC for the primary purpose of developing affordable housing, thereby expediting the development of housing on public lands.

Your Committees have amended this measure by:

- (1) Inserting language to require lands that are set aside to the HHFDC by the Governor for the primary purpose of developing affordable housing to be subject to legislative approval prior to any sale or transfer by gift; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water and Land and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 439, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 439, H.D. 2, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Water and Land
and Housing,



STANLEY CHANG, Chair




KAIULANI I KAHALE, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

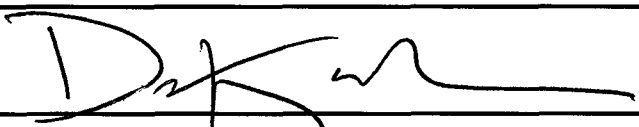
Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* HB439, HD2	Committee Referral: WTL/HOU, WAM	Date: 3/14/2019		
<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

The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Housing
HOU

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 439, HD2	WTL/HOU, WAM	3/14/2019		
<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
CHANG, Stanley (C)	✓			
KANUHA, Dru Mamo (VC)	✓			
MORIWAKI, Sharon Y.	✓			
THIELEN, Laura H.	✓			
FEVELLA, Kurt				✓
TOTAL	4	0	0	1
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				

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