

HOUSE OF REPRESENTATIVES
THE THIRTY-FIRST LEGISLATURE
REGULAR SESSION OF 2021

COMMITTEE ON WATER & LAND

Rep. David A. Tarnas, Chair
Rep. Patrick Pihana Branco, Vice Chair

Rep. Sonny Ganaden Rep. Dee Morikawa
Rep. Bertrand Kobayashi Rep. Takashi Ohno
Rep. Sam Satoru Kong Rep. Bob McDermott

NOTICE OF HEARING

DATE: Tuesday, February 2, 2021
TIME: 9:00 a.m.
PLACE: VIA VIDEO CONFERENCE
Conference Room 430
State Capitol
415 South Beretania Street

A G E N D A

THE STATE CAPITOL IS CLOSED TO THE PUBLIC DURING THE ONGOING COVID-19 PANDEMIC

Please note that the committee members will participate remotely via videoconference.
Click [here](#) to submit testimony and to testify remotely.

A live stream link of all House Standing Committee meetings will be available online
shortly before the scheduled start time.

Click [here](#) for the live stream of this meeting via YouTube.
Click [here](#) for select hearings broadcast live on 'Ōlelo Community Media for cable TV.

[HB 98](#)
[Status](#)

RELATING TO AQUATIC RESOURCES.
Specifies that any equipment, article, instrument, aircraft, vehicle, vessel, or business record used in violation of the aquatic resources law is subject to forfeiture. Authorizes the imposition of a criminal fine. Clarifies that the fine structure may be assessed on a per-specimen basis. Makes violations of the aquatic resources law a misdemeanor, rather than a petty misdemeanor. Permits the department of land and natural resources to recommend community service that benefits the resource damaged when a person is ordered to perform community service in lieu of a fine.

WAL, JHA, FIN

[HB 101](#)
[Status](#)

RELATING TO TORT LIABILITY.
Clarifies that persons that enter private property for recreational purposes have no cause of action, unless exempted under law. Requires a court to award attorneys' fees and costs to landowners if plaintiffs bring unreasonable claims. States that, as a matter of law, persons participating in outdoor recreational activities accept the inherent dangers in the activities.

WAL, JHA, FIN

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<u>HB 244</u> <u>Status</u>	RELATING TO LAND RECORDATION. Amends the data requirements for land recordation by the bureau of conveyances, on land other than fee simple time share interests deregistered by the land court, to include a map and description prepared by a licensed professional surveyor.	WAL, JHA, FIN
<u>HB 245</u> <u>Status</u>	RELATING TO HISTORIC PRESERVATION. Amends the definition of "historic property" under the Historic Preservation Law.	WAL, JHA, FIN
<u>HB 247</u> <u>Status</u>	RELATING TO AGRICULTURAL LANDS. Amends certain land subdivision and condominium property regime laws related to agricultural land, as recommended pursuant to Act 278, Session Laws of Hawaii 2019, to ensure condominium property regime projects within the agricultural district are used for agricultural purposes.	WAL, AGR, JHA
<u>HB 344</u> <u>Status</u>	RELATING TO GOVERNMENT. Provides that the Board of Land and Natural Resources and Commission on Water Resource Management shall not conduct contested case hearings, and counties shall not conduct contested case hearings regarding disputes over land use, but that decisions and disputes may be contested and adjudicated in circuit court.	WAL, JHA, FIN
<u>HB 369</u> <u>Status</u>	RELATING TO THE TRANSIENT ACCOMMODATIONS TAX. Increases the allocation of funds from transient accommodations tax revenue to the special land and development fund to improve certain state resources and services.	WAL, LAT, FIN
<u>HB 467</u> <u>Status</u>	RELATING TO PUBLIC LANDS. Authorizes the designation of areas or regions of public lands classified as commercial, industrial, resort and hotel, and the establishment and implementation of guidelines for the redevelopment of the areas or regions that will: (1) modernize the policies for the management of public lands in the designated area; (2) establish a plan for the designated area, including district-wide improvements, that is coordinated with state and county land use and planning policies; and (3) implement asset and property management concepts that can optimize income from the properties and evolve in response to changing principles of property administration. Designates the public lands on the Waiakea peninsula on the island of Hawaii as the Waiakea peninsula redevelopment district. Allows the department of land and natural resources to issue a rent reduction or waiver for certain lessee's expenses for demolition or provision of basic infrastructure. Authorizes a local redevelopment agency to contract with a developer for construction of non-residential projects on public land within a redevelopment area. Exempts the costs of construction of work or improvements of a redevelopment project from general excise and use taxes. Makes an appropriation.	WAL, JHA, FIN
<u>HB 498</u> <u>Status</u>	RELATING TO AQUATIC RESOURCES. Authorizes the department of land and natural resources to use in-lieu fee mitigation to restore, create, enhance, or preserve aquatic habitats or resources as compensatory mitigation.	WAL, JHA, FIN

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[HB 499](#)
[Status](#)

RELATING TO LEASE EXTENSIONS ON PUBLIC LAND.
Authorizes the Board of Land and Natural Resources to extend certain leases of public lands for commercial, industrial, resort, or government use upon approval of a proposed development agreement to make substantial improvements to the existing improvements.

WAL, CPC, FIN

[HB 601](#)
[Status](#)

RELATING TO THE TRAFFIC CODE.
Amends the statewide traffic code to allow for the chairperson of the BLNR and county chiefs of police to designate state or county employees or contractors to issue citations for traffic violations.

WAL, JHA, FIN

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least **24 hours** prior to the hearing. While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may not be processed.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

The chair may institute a per-testifier time limit.

Committees meeting in the morning must adjourn prior to the day's Floor Session. Therefore, due to time constraints, not all testifiers may be able to testify. However, all written submissions will be considered by the committee.

Please refrain from profanity or uncivil behavior. Violations may result in ejection from the hearing without the ability to rejoin.

The House will not be responsible for bad connections on the testifier's end.

The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e. interpretive services (oral or written) or ASL interpreter) or are unable to submit testimony via the website due to a disability, please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

Click [here](#) for a complete list of House Guidelines for public testimony.

FOR AMENDED NOTICES: Measures that have been deleted are stricken through and measures that have been added are bolded.

For more information, please contact the Committee Clerk at 586-8510.

Rep. David A. Tarnas
Chair

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