

STAND. COM. REP. NO.

1078

Honolulu, Hawaii

, 2023

MAR 03

RE: H.B. No. 995

H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 995, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this measure is to clarify that the Land Use Commission's adoption of maps identifying important agricultural lands as recommended by a county is done through rulemaking in conformity with existing Land Use Commission rules.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Agriculture; Office of Planning and Sustainable Development; and Hawai'i Farm Bureau.

Your Committee finds that this measure would support the State's constitutional mandate to conserve and protect agricultural lands, promote diversified agriculture, increase agricultural self-sufficiency, and assure the availability of agriculturally suitable lands.

Your Committee also finds that making it easier to provide housing for farmers and farm employees on important agricultural lands, while still limiting the amount of agricultural land that may be used for the housing, will further the State's agricultural

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goals and incentivize the designation of lands as important agricultural lands.

Accordingly, your Committee has amended this measure by:

- (1) Inserting the contents of H.B. No. 996, H.D. 1, which:
 - (A) Establishes an important agricultural lands incentive to facilitate the development of farm cluster housing for farmers and farm employees who actively and currently farm important agricultural lands;
 - (B) Includes farm cluster housing under a priority permit processing procedure for facilities on lands designated as important agricultural lands; and
 - (C) Repeals the existing requirements for farm dwelling and employee housing on important agricultural lands;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 995, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 995, H.D. 2.

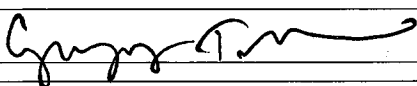
Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,



DAVID A. TARNAS, Chair



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: HB 995, HD1	Committee Referral: WAL, JHA	Date: 2/23/2023		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. TAKAYAMA, Gregg (VC)	✓			
3. GANADEN, Sonny				✓
4. HOLT, Daniel	✓			
5. HASHIMOTO, Troy N.	✓			AM ST
6. ICHIYAMA, Linda	✓			
7. ILAGAN, Greggor	✓			
8. KONG, Sam Satoru	✓			
9. MIZUNO, John M.	✓			
10. SOUZA, Kanani	✓			
TOTAL (10)	9	-	-	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____ 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				