

STAND. COM. REP. NO.

1104

Honolulu, Hawaii

MAR 03 2023

RE: S.B. No. 937
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred S.B. No. 937, S.D. 1, entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to reform the decision-making process of the Land Use Commission by:

- (1) Clarifying that a simple majority of affirmative votes of the members of the Land Use Commission present at a meeting and qualified to vote is required for any boundary amendment; and
- (2) Reducing the number of days within which the Land Use Commission must act for certain actions related to amendments to district boundaries.

Your Committees received testimony in support of this measure from the Hawai'i Association of REALTORS. Your Committees received testimony in opposition to this measure from the Office of Hawaiian Affairs. Your Committees received comments on this measure from the Land Use Commission and the Grassroot Institute of Hawaii.

Your Committees find that one of the major causes for the slow production of housing in the State are the delays that stem



from the long and unpredictable planning and permitting process. According to testimony received by your Committees, the State's average delay in the permit and approval process is three times the length of the national mean. This measure seeks to expedite the necessary approval from the Land Use Commission for any boundary amendments, especially district boundaries involving land areas greater than fifteen acres.

Your Committees note the concerns raised by the Land Use Commission regarding the reduction of days within which it must conduct a hearing and vote to approve, deny, or modify a petition to amend district boundaries involving land areas greater than fifteen acres, and find that this merits further consideration. Your Committees respectfully request that these issues and concerns be examined as this measure moves forward in the legislative process.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 937, S.D. 1, and recommend that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,

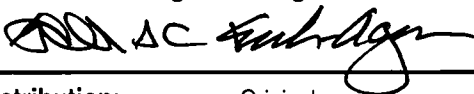

DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB 937 SD1	Committee Referral: WTL, JDC/WAM	Date: 3/3/23		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
AQUINO, Henry J.C.	X			
DECOITE, Lynn	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
KIM, Donna Mercado		X		
LEE, Chris	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt				X
TOTAL	11	1		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				

*Only one measure per Record of Votes