

ACT 277

A Bill for an Act Relating to Dedicated Lands and Amending Chapter 128 of the Revised Laws of Hawaii 1955, as Amended.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Subsection 128-9.2(a), Revised Laws of Hawaii 1955, as amended, is hereby further amended to read as follows:

“§128-9.2. Dedicated lands. (a) A special land reserve is established to enable the owner of any parcel of land within an agricultural district, a rural district, a conservation district, and/or an urban district to dedicate his land for a specific ranching or other agricultural use and to have his land assessed at its value in such use, provided however, that if the land is located within an urban district, (1) a lessee of the land with a term of five or more years remaining from the date of the petition shall also be deemed an owner of the land within these provisos; (2) the land dedicated must be used for agricultural uses; (3) the land dedicated must have been substantially and continuously used in an intensive agricultural use for the five-year period immediately preceding the dedication request.”

SECTION 2. Subsection 128-9.2(b), Revised Laws of Hawaii 1955, as amended, is hereby further amended by amending the last paragraph to read as follows:

“If both findings are favorable to the owner, the director of taxation shall approve the petition and declare that the owner's land is dedicated land; provided however, that for lands in urban districts, the director of taxation shall make further findings respecting the economic feasibility of the intended use of the land. If all three findings are favorable, the director of taxation shall approve the petition and declare the said land to be dedicated.”

SECTION 3. This Act shall take effect upon its approval.
(Approved July 14, 1965.) H.B. 1201.