Honolulu, Hawaii

Fely 3, 2006

RE: H.B. No. 2132 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred H.B. No. 2132 entitled:

"A BILL FOR AN ACT MAKING AN APPROPRIATION TO ACQUIRE REAL PROPERTY IN WAHIAWA, OAHU,"

begs leave to report as follows:

The purpose of this bill is to:

- (1) Ensure that the Wahiawa dam is properly maintained; and
- (2) Explore the potential recreational use of Lake Wilson,

by appropriating funds to acquire real property underlying Lake Wilson and appurtenant lands.

The ILWU Local 142, Dole Food Company, Inc., and the Wahiawa Community and Business Association supported this bill. Aha Kukaniloko supported the intent of this bill. The Department of Land and Natural Resources opposed this measure. The Department of Agriculture and the Hawaii Agriculture Research Center offered comments.

Your Committee recognizes the benefits that may be afforded to the people of Hawaii with the acquisition of the Lake Wilson lands. However, your Committee notes that the acquisition of these lands should be contingent upon satisfactory resolution of the structural and functional deficiencies currently afflicting

the Wahiawa dam and compliance with all laws, including safety and environmental laws.

Your Committee further notes that concerns were raised regarding the State's exposure to liability even if the acquisition of lands is contingent upon compliance with all laws and regulations.

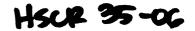
Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2132, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2132, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Water, Land, & Ocean Resources,

EZRIKR. KANOHO, Chair



## State of Hawaii House of Representatives The Twenty-third Legislature

## Record of Votes of the Committee on Water, Land, & Ocean Resources

Bill/Resolution No.: HB 2132		Date: 1-30-06			
Committee Referral: WLO, FIN		☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to:  Pass, unamended		Pass, with amendments			
	☐ Hold	□ R	ecommit		
WLO Mem	bers	Ayes	Ayes (WR)	Nays	Excused
1. KANOHO, Ezra R. (C)		<b>/</b>			
2. SCHATZ, Brian (VC)		V			
3. BERG, Lyla B., Ph.D.					
4. CARROLL, Mele		V .			
5. EVANS, Cindy		/			
6. HARBIN, Bev		V			
7. MORITA, Hermina M.					V
8. WATERS, Tommy		V			
9. MEYER, Colleen Rose					V
10 THIELEN, Cynthia		<b>V</b>			
TOTAL		7			3
The recommendation is:	Adopted  Not Adopted  If joint referral		did not suppo	rt recommendation.	
anje	If joint referral,com	mittee acronym(	(s)		
Vice Chair's or designee's signa					
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office					