STAND. COM. REP. NO. 3152

Honolulu, Hawaii

MAR 2 4 2006

RE: H.B. No. 2994

H.D. 2 S.D. 1

Honorable Robert Bunda President of the Senate Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committees on Commerce, Consumer Protection, and Housing and Water, Land, and Agriculture, to which was referred H.B. No. 2994, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO LAND ACQUISITION,"

beg leave to report as follows:

The purpose of this measure is to preserve Kulana Nani as an affordable rental housing project. The measure has an effective date of July 1, 2020, to encourage further discussion.

Testimony in support of the measure was submitted by the Kulana Nani Resident Association. The Housing and Community Development Corporation of Hawaii testified that the measure should be amended to appropriate funds for land acquisition of Kulana Nani directly to the City and County of Honolulu, which operates the project.

Your Committees find that concern was expressed that the City and County of Honolulu may seek to dispose of the Kulana Nani project, and that state action is therefore required to preserve the project as affordable housing.

Your Committees have amended this measure to:

(1) Delete the limitation on use of eminent domain for acquisition of Kulana Nani until after June 30, 2007;



- (2) Include a legislative declaration that acquisition of Kulana Nani by eminent domain is in the public interest and is required for public use;
- (3) Exempt acquisition of Kulana Nani from the provision of section 201G-16, Hawaii Revised Statutes, making condemnation of parcels greater than fifteen acres subject to legislative disapproval;
- (4) Clarify that the income restrictions of the Kulana Nani project shall remain those in effect on the date of this Act;
- (5) Replace the sum appropriated with a blank amount; and
- (6) Make technical, nonsubstantive amendments for style.

As affirmed by the records of votes of the members of your Committees on Commerce, Consumer Protection, and Housing and Water, Land, and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2994, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2994, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committees on Commerce, Consumer Protection, and Housing and Water, Land, and Agriculture,

RUSSELL S. KOKUBUN, Chair

RON MENOR, Chair

## The Senate Twenty-Third Legislature State of Hawaii

## Record of Votes of the Committee on Commerce, Consumer Protection and Housing (Bills and Resolutions)

Measure:* Committee Referral: Date:  HB 2994 HD2 CPH/WLA, WAM 3-21-06						
The committee is reconsidering its previous decision on this measure.						
If so, then the previous decision was to:						
The Recommendation is to:						
Pass, unamended Pass, with amendments Hold Recommit (2312) (2311) (2310) (2313)						
Members	Ayes	Ayes(WR)	Nays	Excused		
MENOR, Ron (C)				tame in the second seco		
BAKER, Rosalyn H. (VC)						
ESPERO, Will	L V.	THE	The state of the s			
IGE, David Y.						
SAKAMOTO, Norman						
HOGUE, Bob						
			Hart Manier (1917)   H. L. S. H. H. M.			
printed a printed in the second of the seco			A BANK A PROPERTY SERVICES			
		1   1   1   1   1   1   1   1   1   1				
	and the second s	CONTRACT CONTRACTOR				
			Principle Distance of the Control of			
TOTAL	5	_	1	•		
Recommendation:  Adopted  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						

<sup>\*</sup>Do <u>not</u> list more than one measure per Record of Votes.

## The Senate Twenty-Third Legislature State of Hawaii

## Record of Votes of the Committee on Water, Land and Agriculture (Bills and Resolutions)

Measure:*  HB 2994 HD2   Committee Referral:  LPH/WLA, WAM   3/21/06						
The committee is reconsidering its previous decision on this measure.						
If so, then the previous decision was to:						
The Recommendation is to:						
Pass, unamended Pass, with amendments Hold Recommit (2312) (2311) (2310) (2313)						
Members	Ayes	Ayes(WR)	Nays	Excused		
KOKUBUN, Russell S. (C)	V					
HOOSER, Gary L. (VC)				<u> </u>		
ENGLISH, J. Kalani				~		
FUKUNAGA, Carol						
HEMMINGS, Fred						
(1) (1) (1) (1) (1) (1) (1) (1) (1) (1)						
				V 2		
TOTAL	2			7		
Recommendation:  Adopted Not Adopted						
Chair's or Designer's Signature:						
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy						

<sup>\*</sup>Do <u>not</u> list more than one measure per Record of Votes.