STAND. COM. REP. NO. 2133

Honolulu, Hawaii

FCW. 16

, 2006

RE:

S.B. No. 2090

S.D. 1

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

Sir:

Your Committee on Water, Land, and Agriculture, to which was referred S.B. No. 2090 entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,"

begs leave to report as follows:

The purpose of this measure is to clarify the Hawaii Community Development Authority's (HCDA) powers and public notice requirements.

Testimony in support of this measure was submitted by Hui o Malama Kaka'ako Project; Kaka'ako Business and Landowners Association; U. Okada & Co., Ltd.; and fourteen individuals. Testimony in opposition to this measure was submitted by HCDA, the Office of Hawaiian Affairs, and General Growth Properties, Inc.

Your Committee finds that the current procedures used by HCDA for developing its master planning functions and community development districts are inadequate and do not appear to contemplate or give enough deference to the public's testimony and suggestions. Rather, it appears that many important issues are not addressed and carry on for many years. Thus, this measure:

(1) Establishes legislative oversight, review, and approval of HCDA's proposed or amended community development plan;

- (2) Clarifies the decision-making procedures for amendments to HCDA's community development rules or for the acceptance of a developer's proposal;
- (3) Requires the legislature to specifically appropriate money for new infrastructure projects; and
- (4) Requires the authority to post public notices of its proceedings and its meeting minutes on the authority's website.

Your Committee has amended this measure by making technical, nonsubstantive changes for clarity and style.

As affirmed by the record of votes of the members of your Committee on Water, Land, and Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2090, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2090, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committee on Water, Land, and Agriculture,

RUSSELL S KOKUBUN Chair

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## The Senate Twenty-Third Legislature State of Hawaii

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

Measure:*	Committee Referral: Date:					
SB2090	WCA, WAM		n/ 2	2/8	3/04	
The committee is reconsidering its previous decision on this measure.						
If so, then the previous decision was to:						
The Recommendation is to:						
Pass, unamended (2312)	Pass, with ame (2311)	Hold Recommit (2310) (2313)				
Members		Ayes	Ayes(WR)	) Na	ays	Excused
KOKUBUN, Russell S. (C)		<u>/</u>				
HOOSER, Gary L. (VC)						V
ENGLISH, J. Kalani		*******				
FUKUNAGA, Carol	0,	V				en e
HEMMINGS, Fred		<u> </u>				
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TOTAL		3				2
Recommendation:						
Adopted Not Adopted						
Chair's or Designee's Signature:  Our Juleung						
Distribution:       / Original       Yellow       Pink       Goldenrod         File with Committee Report       Clerk's Office       Drafting Agency       Committee File Copy						

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