STAND. COM. REP. NO. 1225-08

Honolulu, Hawaii

Moreh 19, 2008

RE: S.B. No. 2423

S.D. 2 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Tourism & Culture, to which was referred S.B. No. 2423, S.D. 2, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this bill is to protect and preserve culturally valuable property in and around the Turtle Bay Hotel and Resort by, among other things:

- (1) Requiring the Governor or Governor's designee to immediately initiate negotiations with Kuilima Resort Company, Oaktree Capital Management, LLC, and others holding interest in the property;
- (2) Requiring the Governor or Governor's designee, upon the determination that acquiring sole interest in the property is unfeasible, to enter into a cooperative agreement, if possible, with private or other public entities for the purpose of cooperatively acquiring the property;
- (3) Requiring the Governor or the Governor's designee to exercise the power of eminent domain if an agreement to acquire the property is not reached within a reasonable time; and

SB2423 HD1 HSCR TAC HMS 2008-3183

(4) Allowing certain sources of funding to acquire the property.

The Governor, Department of Business, Economic Development, and Tourism, Kawaihapai Ohana, Ko`olauloa-North Shore Alliance, Sierra Club, Hawaii Chapter, Surfrider Foundation Oahu Chapter, Windward Ahupua'a Alliance, and numerous concerned individuals supported this bill. The Office of Hawaiian Affairs and The Trust for Public Land supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Tourism & Culture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2423, S.D. 2, H.D. 1, and recommends that it be referred to the Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Tourism & Culture,

RYAN I. YAMANE Chair



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

## **Record of Votes of the Committee on Tourism & Culture**

SD2, HD1 (HSCR1089-08)	WLH, TAC, FIN		Date: 03/17/08	
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit)				
TAC Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)				
A MANAHAN I (VC)				
2. MANAHAN, Joey (VC)				
3. BERG, Lyla B., Ph.D.		1200 A 200 A		
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4. BROWER, Tom				
5. CHANG, Jerry L.		<b>V</b>		
6. HANOHANO, Faye P.	the Maria Committee Confidence of the Committee Committe		A CONTRACTOR SPECIAL	
7. HERKES, Robert N.				
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8. TSUJI, Clift				
9. WAKAI, Glenn			Committee of the commit	
10. YAMASHITA, Kyle T.				
11. CHING, Corinne W.L.				
Tr. Cimito, Corinic W.E.				
12. MARUMOTO, Barbara C.			-	
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TOTAL (12)	. 7	3		2
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) Committee Duplicate (Yellow) – Chief Clerk's Office				