STAND. COM. REP. NO. 1775 -08

Honolulu, Hawaii

A 2008

RE: S.B. No. 2423

S.D. 2 H.D. 2

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

Sir:

Your Committee on Finance, 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 on the North Shore of Oahu by directing the Governor or Governor's designee to acquire the Turtle Bay Hotel and Resort and surrounds using one or more of several sources of funding by:

- (1) Initiating negotiations with Kuilima Resort Company, Oaktree Capital Management, LLC, and others holding interest in the property;
- (2) Entering into a cooperative agreement with private or other public entities to cooperatively acquire the property if acquisition of the sole interest in the property is infeasible; or
- (3) Exercising the power of eminent domain if an agreement to acquire the property is not reached within a reasonable time.

The Governor, Office of Planning, Sierra Club - Hawaii Chapter, Koolauloa-North Shore Alliance, Save Our Surf, Windward Ahupuaa Alliance, and numerous concerned individuals supported this bill. The Trust for Public Land and the Kuilima Resort Company provided comments.

Your Committee has amended this bill by:

- (1) Specifying the appropriation amount and funding source for funds appropriated from special funds at \$250,000 from the Special Land and Development Fund;
- (2) Deleting the section appropriating an unspecified amount to the Department of Land and Natural Resources from the state general fund; and
- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Finance 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, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2423, S.D. 2, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Finance,

MARCUS R. OSHIRO, Chair

State of Hawaii House of Representatives The Twenty-fourth Legislature



Record of Votes of the Committee on Finance

SB 2423, SD2, HD1	Committee Referral: WLH, TAC, F	FIN Date:	3-28-200	8
☐ 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)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)			100	
2. LEE, Marilyn B. (VC)	V			
3. AWANA, Karen Leinani		v		
4. BELATTI, Della Au	V			
5. BROWER, Tom				
6. CARROLL, Mele				
7. HANOHANO, Faye P.		V		
8. HAR, Sharon E.				
9. KARAMATSU, Jon Riki				
10. MAGAOAY, Michael Y.				
11. MANAHAN, Joey				
12. MIZUNO, John	V			
13. NAKASONE, Bob				
14. RHOADS, Karl	₩			
15. SAGUM, Roland D., III				
16. TOKIOKA, James Kunane		-		
17. MEYER, Colleen Rose				
18. PINE, Kymberly Marcos				~
19. WARD, Gene, Ph.D.				V
TOTAL (19)	9	5	0	5
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: Marily B. Lee				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				