## STAND. COM. REP. NO. 1716

Honolulu, Hawaii **Ag il 9**, 2009 RE: S.B. No. 995 S.D. 2 H.D. 3

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 995, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,"

begs leave to report as follows:

The purpose of this bill is to resolve the claims relating to the portion of income and proceeds from the public trust lands owing to the Office of Hawaiian Affairs (OHA) between November 7, 1978, and July 1, 2008.

Specifically, this bill calls for a two-step transfer of lands valued at \$200,000,000 to OHA in satisfaction of the claims. For the first step, this bill transfers to OHA certain parcels in Kakaako Makai valued at \$92,719,415, subject to OHA's right to reject any or all parcels after performing due diligence. The second step envisions conveyance in 2010 of parcels to OHA valued at \$107,280,585.

Several concerned individuals opposed this bill. The Office of Hawaiian Affairs, Department of the Attorney General, Association of Hawaiian Civic Clubs, Executive Committee of the Sierra Club, Oahu Group, and several concerned individuals offered comments.



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Your Committee has amended this bill by:

- Prohibiting the conveyance of parcels at Pier 1 and Pier 2;
- (2) Changing the effective date to July 1, 2020, to encourage further discussion; and
- (3) Making technical, nonsubstantive changes for style, clarity, and consistency.

Your Committee notes that the parcels proposed to be conveyed to OHA in this bill will remain subject to existing encumbrances and easements after the conveyance, as specifically set forth in Section 5 of this bill.

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. 995, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 995, S.D. 2, H.D. 3.

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

MARCUS R. OSHIRO,



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

## HECR 1716

## **Record of Votes of the Committee on Finance**

Bill/Resolution No.: SB 995, SD2, HD2 HAW, WLO/JUD, FIN April 7, 2009				
□ The committee is reconsidering its previous decision			<del>******/</del>	
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)	ν,			
2. LEE, Marilyn B. (VC)				
3. AQUINO, Henry J.C.	/			
4. AWANA, Karen Leinani	~			
5. BROWER, Tom	1			
6. CHOY, Isaac W.	1			
7. COFFMAN, Denny	Ĺ			
8. HAR, Sharon E.	~			
9. KEITH-AGARAN, Gilbert S.C.	1			and the second
10. LEE, Chris	L			
11. NISHIMOTO, Scott Y.	1			
12. SAGUM, Roland D., III				
13. TOKIOKA, James Kunane	-			
14. WOOLEY, Jessica	ما			1
15. YAMASHITA, Kyle T.	1			
16. PINE, Kymberly Marcos				
17. WARD, Gene	<u> </u>			
TOTAL (17)	15	$\bigcirc$	$\mathcal{O}$	2
The recommendation is: Adopted Not Adopted   If joint referral,				
Vice Chair's or designee's signature:	il B. S	lee		
Distribution: Original (White) – Committee Du	plicate (Yellow) -	Chief Clerk's Office	e Duplicate (P	ink) – HMSO