

Honolulu, Hawaii

APR 08 2011

RE: H.B. No. 1405
H.D. 1
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committees on Water, Land, and Housing and Ways and Means, to which was referred H.B. No. 1405, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PLANNING,"

beg leave to report as follows:

The purpose and intent of this measure is to require the Office of Planning of the Department of Business, Economic Development, and Tourism to develop and establish a statewide system of greenways and trails to promote Smart Growth and sustainability in the State.

Your Committees received testimony in support of this measure from the Department of Planning and Permitting, City and County of Honolulu; Sierra Club, Hawai'i Chapter; The Outdoor Circle; Nicole Lowen; and Janice Palma-Glennie. Your Committees received testimony in opposition to this measure from the Office of Planning of the Department of Business, Economic Development, and Tourism and Aha Kiole Advisory Committee.

Your Committees find that the Office of Planning does not have the staff and fiscal resources at this time to implement planning for a statewide system of greenways and trails. Furthermore, as several testifiers attested, this measure duplicates ongoing efforts of various state and county agencies.

Your Committees further find that meaningful planning for the future of our State cannot occur without addressing the unresolved



claims of Native Hawaiians to lands within the State. Long-term planning to address social ills, including the lack of availability of affordable housing, will continue to be hampered unless a Native Hawaiian governing entity is recognized by the State of Hawaii and can negotiate with the State of Hawaii to resolve the claims of the Native Hawaiian people.

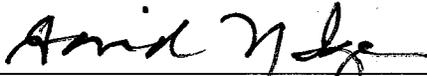
Accordingly, your Committees have amended this measure by:

- (1) Deleting its contents and replacing them with the contents of S.B. No. 1, S.D. 2, which, among other things:
 - (A) Establishes a nine-member Native Hawaiian Roll Commission to prepare and maintain a roll of qualified Native Hawaiians to serve as a basis of eligibility to participate in the organization of a Native Hawaiian governing entity;
 - (B) Requires the Commission, after publication of the Roll, to appoint an interim council of nine members from the Roll to commence the organization of a convention of qualified Native Hawaiians;
 - (C) Requires the Governor to dissolve the Commission after the interim council is appointed; and
 - (D) Appropriates an unspecified sum to be expended by the Office of Hawaiian Affairs for the purposes of this measure; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water, Land, and Housing and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1405, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1405, H.D. 1, S.D. 1, and be placed on the calendar for Third Reading.



Respectfully submitted on
behalf of the members of the
Committees on Water, Land, and
Housing and Ways and Means,



DAVID Y. IGE, Chair



DONOVAN M. DELA CRUZ, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

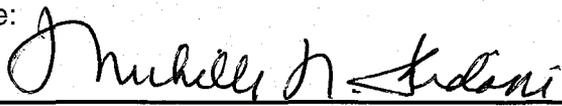
Record of Votes
Committee on Water, Land, and Housing
WLH

Bill / Resolution No.:*	Committee Referral:	Date:		
HB1405 HD1	WLH/WAM	3-31-11		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	✓			
SOLOMON, Malama (VC)	✓			
FUKUNAGA, Carol				✓
RYAN, Pohai	✓			
SHIMABUKURO, Maile				✓
TOKUDA, Jill N.	✓			
SLOM, Sam				✓
TOTAL	4			3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> 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	

*Only one measure per Record of Votes

The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
HB1405 HDI	WLH/WAM	4-1-11		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	/			
KIDANI, Michelle N. (VC)	/			
CHUN OAKLAND, Suzanne	/			
DELA CRUZ, Donovan M.				/
ENGLISH, J. Kalani				/
ESPERO, Will	/			
FUKUNAGA, Carol	/			
KIM, Donna Mercado	/			
KAHELE, Gilbert	/			
KOUCHI, Ronald D.	/			
RYAN, Pohai				/
TOKUDA, Jill N.	/			
WAKAI, Glenn	/			
SLOM, Sam			/	
TOTAL	10	0	1	3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

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