STAND. COM. REP. NO.



Honolulu, Hawaii

FEB 1 8 2011

RE: S.B. No. 1443 S.D. 1

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

Sir:

Your Committee on Water, Land, and Housing, to which was referred S.B. No. 1443 entitled:

"A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- Require the Departments of Agriculture and Land and Natural Resources to identify and map certain public lands to be considered for transfer from the Department of Land and Natural Resources to the Department of Agriculture;
- (2) Establish a time table for the transfer of those parcels that have been identified and mapped;
- (3) Require the Department of Agriculture to identify, of those transferred public lands, which lands should be considered for designation by the Land Use Commission as Important Agricultural Lands;
- (4) Clarify that public lands that are transferred from the Department of Land and Natural Resources to the Department of Agriculture are subject to the standards established in chapter 205, Hawaii Revised Statutes, for identifying and designating Important Agricultural Lands; and



STAND. COM. REP. NO. 3977 Page 2

(5) Require the Board of Agriculture to determine which incentives or uses for Important Agricultural Lands are to be made available to leases managed under the Board's Agricultural Parks and Non-Agricultural Park Lands programs.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and the Department of Agriculture. Your Committee received testimony in opposition to this measure from the Land Use Research Foundation of Hawaii. Your Committee received comments on this measure from the Hawaii Farm Bureau Federation.

Your Committee finds that the purpose, rules, and management of public lands under the Board of Agriculture's Agricultural Parks and Non-Agricultural Park Lands programs are unmatched in their support of agricultural production and, unlike the privately owned lands under the Important Agricultural Lands legislation, are not subject to reclassification, subdivision, lack of monitoring, or special permitted uses. Your Committee further finds that the public land management programs of the Department of Agriculture closely emulate, and even surpass, the Important Agricultural Lands legislation in their support for agricultural production in Hawaii. Your Committee also finds that this measure protects the integrity of these vital programs and assures maximum support for agriculture in our State.

Your Committee has amended this measure by making technical, nonsubstantive amendments for purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water, Land, and Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1443, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1443, S.D. 1, and be referred to the Committee on Agriculture.



STAND. COM. REP. NO. 39

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

DELA CRUZ Chair DONOVAN M.



The Senate Twenty-Sixth Legislature State of Hawaiʻi

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

Bill / Resolution No.:*	Committee	Referral:	Da	te:	
5B 1443	H3 WLH, AGL			2-10-11	
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)					e di stat
SOLOMON, Malama (VC)					
FUKUNAGA, Carol					
RYAN, Pohai					
SHIMABUKURO, Maile					
TOKUDA, JIII N.					
SLOM, Sam		<u> </u>	10. 2010 10. 10. 10. 10. 10. 10. 10. 10. 10.		
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TOTAL		5			2
Recommendation:		·	<u> </u>		
Adopted 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