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# A BILL FOR AN ACT

RELATING TO PUBLIC LANDS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1       SECTION 1. The purpose of this Act is to provide a process  
2 for resolving disputes regarding the fair market value or fair  
3 rental value of public land in sale, lease, or repurchase  
4 transactions involving the board of land and natural resources  
5 by requiring mediation unless the tenant opts out of mediation  
6 and prefers to proceed directly to arbitration.

7       SECTION 2. Chapter 171, Hawaii Revised Statutes, is  
8 amended by adding a new section to be appropriately designated  
9 and to read as follows:

10       "§171-       Mandatory mediation in lease cases. In cases of  
11 determining the fair market value or fair rental value of public  
12 land in sale, lease, or repurchase transactions involving the  
13 board of land and natural resources, the parties shall proceed  
14 by mandatory mediation, unless the tenant opts out of mediation  
15 and prefers to proceed directly to arbitration. Arbitration  
16 procedures shall proceed as provided in this chapter."

17       SECTION 3. New statutory material is underscored.

18       SECTION 4. This Act shall take effect on July 1, 2050.



**Report Title:**

Public Lands; Board of Land and Natural Resources; Disputes;  
Mediation; Arbitration; Reopening Lease

**Description:**

Provides that in cases of determining the fair market value or fair rental value of public land in sale, lease, or repurchase transactions involving the board of land and natural resources, the parties shall proceed by mandatory mediation, unless the tenant opts out of mediation and prefers to proceed directly to arbitration. Effective 7/1/2050. (SD1)

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