STAND. COM. REP. NO. 2417

Honolulu, Hawaii APR 0 8 2016

RE: H.B. No. 2604 H.D. 1 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Twenty-Eighth State Legislature Regular Session of 2016 State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred H.B. No. 2604, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE ACQUISITION OF REAL PROPERTY,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that acceptance by the Territorial Legislature or the Legislature of a dedication of land in the Kakaako Community Development District by a private owner is sufficient to convey title to the State.

Your Committee received testimony in support of this measure from eight individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources and Department of Transportation. Your Committee received comments on this measure from the Department of the Attorney General, Hawaii Community Development Authority, and Chamber of Commerce Hawaii.

Your Committee finds that there is currently a dispute regarding ownership of public rights-of-way in the Kakaako Community Development District. Lands claimed by a private entity via quit claim deed are otherwise considered to be public roadways; however, the unimproved roadway shoulders are currently being administered as private property. These rights-of-way and shoulders include but are not limited to portions of Queen, Kawaiahao, and Waimanu Streets, Cummins Street, the attendant



STAND. COM. REP. NO. 3461

unimproved roadway shoulders, and other streets or real estate not yet identified within the Kakaako Community Development District. This measure seeks to clarify whether past or prospective legislative action regarding the acceptance of dedicated real property in the Kakaako Community Development District is sufficient to have conveyed or to convey title to the State.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2604, H.D. 1, S.D. 1, and recommends that it pass Third Reading.

> Respectfully submitted on behalf of the members of the Committee on Judiciary and Labor,

RAN. Chair GILBERT S.C.



## The Senate Twenty-Eighth Legislature State of Hawaiʻi

## Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:*	Committee Referral: Date:				
HB 2604 HDISDI WLA		JDL	DL 3-31-16		16
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
KEITH-AGARAN, Gilbert S.C. (C)		/			
SHIMABUKURO, Maile S.L. (VC)					
GABBARD, Mike		/			
KAHELE, Kaiali'i					1
KIM, Donna Mercado		1			
THIELEN, Laura H.					
SLOM, Sam					
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TOTAL		4			3
Recommendation: 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					

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\*Only one measure per Record of Votes