CONFERENCE COMMITTEE REP. NO.

Honolulu, Hawaii April 23, 2017 RE: H.B. No. 575 H.D. 1 S.D. 1 C.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Honorable Ronald D. Kouchi President of the Senate Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 575, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC LANDS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to encourage the highest and best use of public lands by permitting a lessee of public lands to relinquish the lease within the final ten years of the lease term and permitting the Board of Land and Natural Resources to dispose of the relinquished land and any improvements by public auction.

Your Committee on Conference has amended this measure by:

 Deleting language that would have allowed a lessee to relinquish a lease and established a process for the Board to proceed directly to disposition of the land by public auction;

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- (A) Limits application of the process to land classified as commercial and industrial use;
- (B) Authorizes the Board to enter into direct negotiation for a new lease with the current lessee if no other interested, qualified parties are available;
- (C) Authorizes the disposition of the land by public auction during the final three years of the lease term if it has not been re-leased by that time and if at least one interested, qualified party is available;
- (D) Authorizes the Board to determine the terms of the new lease, subject to specified conditions; and
- (E) Accounts for the disposition of improvements to the land that were owned or constructed by the current lessee;
- (3) Inserting new language that authorizes the Board of Land and Natural Resources to extend, without public auction, the lease of public land to a school or government entity beyond the generally-applicable sixty-five year limit on public land leases, except for conservation land leased to the University of Hawaii that has been subleased for purposes of building an astronomical observatory;
- (4) Deleting appropriations to the Department of Land and Natural Resources;
- (5) Changing its effective date to July 1, 2017; and
- (6) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of

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H.B. No. 575, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 575, H.D. 1, S.D. 1, C.D. 1.

Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

KARL RHOADS Chair

LA ΈA Η. THIE Co-Chair

Cc

ON THE PART OF THE HOUSE

Tr J.K CULLEN Co-Chair



Hawaii State Legislature



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: HB 575, HD 1, SD 1				Date/Time: 4-28-17 5:10P					
The recommendation of the House and Senate managers is to pass with amendments (CD).									
The Committee is reconsidering its previous decision.									
The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	Ν	E	House Managers	Α	WR	N	Е
RHOADS, Karl, Chr.					YAMANE, Ryan I., Co-Chr.				
THIELEN, Laura H., Co-Chr.					CULLEN, Ty J.K., Co-Chr.	/			
KAHELE, Kaialiʻi, Co-Chr.		-			THIELEN, Cynthia				
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Senate Recommendation is:					House Recommendation is:				
Adopted Not Adopted					Adopted D Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's OP Designee's Signature:				
Distribution Original r ile with Conference Committee Report Hous					YellowPinkGoldenrodouse Clerk's OfficeSenate Clerk's OfficeDrafting Agency				