

JAN 19 2018

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# A BILL FOR AN ACT

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RELATING TO PUBLIC SCHOOLS.

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

- 1       SECTION 1.   (a)   Notwithstanding any other law to the  
2   contrary, the fee simple interest to the following parcels of  
3   land with the existing improvements thereon (hereinafter "the  
4   properties") (but not including submerged land, accreted land,  
5   or any land makai of the shoreline), shall be conveyed by the  
6   city and county of Honolulu to the department of land and  
7   natural resources as grantee, as is, where is:
- 8       (1)   TMK 1-4-4-3-16 (Aikahi Elementary);  
9       (2)   TMK 1-4-5-16-1 (Ben Parker Elementary);  
10      (3)   TMK 1-4-2-2-37 (portion) (Enchanted Lake Elementary);  
11      (4)   TMK 1-4-6-31-20 (Heeia Elementary);  
12      (5)   TMK 1-4-7-12-24 (portion) (Kahaluu Elementary);  
13      (6)   TMK 1-4-3-56-9 (portion) (Kailua Elementary);  
14      (7)   TMK 1-4-3-56-9 (portion) (Kailua Intermediate);  
15      (8)   TMK 1-4-3-76-15 (Kainalu Elementary);  
16      (9)   TMK 1-4-5-103-11 (Kaneohe Elementary);  
17      (10)  TMK 1-4-5-78-14 (portion) (Kapunahala Elementary);



- 1 (11) TMK 1-4-2-92-1 (portion) (Keolu Elementary);
- 2 (12) TMK 1-4-6-4-2 (King Intermediate);
- 3 (13) TMK 1-5-5-15-23 (Laie Elementary);
- 4 (14) TMK 1-4-2-55-12 (Lanikai Elementary);
- 5 (15) TMK 1-4-2-43-2 (portion) (Maunawili Elementary);
- 6 (16) TMK 1-4-5-30-38 (portion) (Puohala Elementary);
- 7 (17) TMKs 1-4-8-9-9, 1-4-8-9-11 (Waiahole Elementary);
- 8 (18) TMK 1-9-4-59-73 (August Ahrens Elementary);
- 9 (19) TMK 1-9-1-115-13 (Ewa Beach Elementary);
- 10 (20) TMK 1-9-1-17-37 (Ewa Elementary);
- 11 (21) TMK 1-9-7-36-124 (Highlands Intermediate);
- 12 (22) TMK 1-9-1-1-2 (portion) (Ilima Intermediate);
- 13 (23) TMK 1-9-1-1-3 (Iroquois Point Elementary);
- 14 (24) TMK 1-9-7-17-2 (portion) (Lehua Elementary);
- 15 (25) TMK 1-8-7-4-42 (portion) (Maili Elementary);
- 16 (26) TMK 1-8-4-25-10 (Makaha Elementary);
- 17 (27) TMK 1-9-7-93-16 (portion) (Palisades Elementary);
- 18 (28) TMK 1-9-7-24-2 (Pearl City Elementary);
- 19 (29) TMK 1-9-7-36-122 (Pearl City Highlands Elementary);
- 20 (30) TMK 1-9-1-1-2 (portion) (Pohakea Elementary);
- 21 (31) TMK 1-8-5-1-67 (Waianae Elementary);



- 1 (32) TMKs 1-9-4-10-98, 1-9-4-29-1 (Waipahu Elementary);
- 2 (33) TMK 1-9-4-1-29 (portion) (Waipahu Intermediate);
- 3 (34) TMK 1-1-1-10-33 (portion) (Aliamanu Elementary);
- 4 (35) TMK 1-1-1-10-33 (portion) (Aliamanu Intermediate);
- 5 (36) TMKs 1-9-8-29-2, 1-9-8-29-29 (Alvah Scott Elementary);
- 6 (37) TMKs 1-6-6-13-11, 1-6-6-13-13, 1-6-6-14-15 (Haleiwa
- 7 Elementary);
- 8 (38) TMK 1-7-1-2-17 (Helemanu Elementary);
- 9 (39) TMK 1-7-5-27-2 (portion) (Iliahi Elementary);
- 10 (40) TMK 1-7-3-19-13 (Kaala Elementary);
- 11 (41) TMK 1-9-5-21-2 (portion) (Kipapa Elementary);
- 12 (42) TMK 1-1-1-34-42 (Moanalua Elementary);
- 13 (43) TMK 1-1-1-9-5 (portion) (Moanalua Intermediate);
- 14 (44) TMK 1-1-1-2-6 (Nimitz Elementary);
- 15 (45) TMK 1-1-1-10-27 (Pearl Harbor Elementary);
- 16 (46) TMKs 1-7-1-2-8, 1-7-5-5-7, 1-7-5-5-3 (Wahiawa
- 17 Elementary);
- 18 (47) TMK 1-6-7-1-10 (Waialua Elementary);
- 19 (48) TMK 1-9-8-8-7 (portion) (Waimalu Elementary);
- 20 (49) TMK 1-3-6-11-9 (portion) (Aina Haina Elementary);
- 21 (50) TMKs 3-4-004-006, 3-4-004-007 (Anuenue Elementary);



- 1 (51) TMKs 2-1-005-001 (portion), 2-1-009-002, 2-1-009-003  
2 (Central Intermediate);
- 3 (52) TMKs 1-3-024-005, 1-3-024-004 (portion) (Dole  
4 Intermediate);
- 5 (53) TMKs 1-3-001-023, 1-3-001-017 (portion) (Fern  
6 Elementary);
- 7 (54) TMK 3-9-038-001 (portion) (Hahaione Elementary);
- 8 (55) TMKs 2-8-029-010, 2-8-029-011 (Hokulani Elementary);
- 9 (56) TMK 2-4-012-002 (Kaahumanu Elementary);
- 10 (57) TMKs 1-3-024-001, 1-3-024-002 (Kaewai Elementary);
- 11 (58) TMK 3-5-011-027 (Kahala Elementary);
- 12 (59) TMK 3-2-059-002 (Kaimuki Intermediate);
- 13 (60) TMKs 1-5-024-040, 1-5-025-002 (portion) (Kalakaua  
14 Intermediate);
- 15 (61) TMK 1-4-007-002 (portion) (Kalihi Elementary);
- 16 (62) TMK 1-5-025-002 (portion) (Kalihi-Kai Elementary);
- 17 (63) TMKs 1-3-035-001 (portion), 1-3-036-079 (Kalihi-Uka  
18 Elementary);
- 19 (64) TMK 3-9-005-061 (Kamiloiki Elementary);
- 20 (65) TMK 1-6-026-022 (Kapalama Elementary);
- 21 (66) TMK 1-7-023-042 (Kauluwela Elementary);



- 1 (67) TMK 2-2-009-011 (Kawananakoa Intermediate);
- 2 (68) TMK 3-9-022-037 (Koko Head Elementary);
- 3 (69) TMKs 2-7-017-030, 2-7-027-010 (portion) (Kuhio
- 4 Elementary);
- 5 (70) TMK 3-2-021-035 (Liholiho Elementary);
- 6 (71) TMKs 1-6-008-016, 1-6-008-022, 1-6-008-024, 1-6-008-
- 7 038, 1-6-008-058 (Likelike Elementary);
- 8 (72) TMK 1-3-039-005 (Linapuni Elementary);
- 9 (73) TMKs 2-3-030-055, 2-3-030-056 (Lunalilo Elementary);
- 10 (74) TMK 2-9-036-003 (portion) (Manoa Elementary);
- 11 (75) TMK 3-7-003-010 (portion) (Niu Valley Intermediate);
- 12 (76) TMK 2-9-023-023 (Noelani Elementary);
- 13 (77) TMK 2-2-043-011 (Nuuanu Elementary);
- 14 (78) TMK 3-4-002-001 (Palolo Elementary);
- 15 (79) TMK 2-2-016-020 (portion) (Pauoa Elementary);
- 16 (80) TMK 1-2-008-001 (Puuhale Elementary);
- 17 (81) TMK 3-2-045-003 (Waialae Elementary);
- 18 (82) TMK 3-1-025-001 (portion) (Waikiki Elementary);
- 19 (83) TMK 2-3-026-001 (Washington Intermediate); and
- 20 (84) TMK 3-5-017-012 (portion) (Wilson Elementary).



1           (b) The city and county of Honolulu shall prepare,  
2 execute, and record, in the land court or bureau of conveyances,  
3 as appropriate, a quitclaim deed to convey each above-listed  
4 parcel with all existing improvements, subject to the property  
5 boundaries determined pursuant to subsection (d), to the  
6 department of land and natural resources, as grantee. As these  
7 are conveyances in which the city and county of Honolulu and the  
8 State and its agencies are the only parties, the tax imposed by  
9 section 247-1, Hawaii Revised Statutes, shall not apply to them.  
10 Effective on the date of transfer pursuant to subsection (e),  
11 every reference to the present titleholder or the head of the  
12 department or agency in each instrument, if the titleholder is a  
13 department or an agency, shall be construed as a reference to  
14 the department of land and natural resources.

15           (c) The department of land and natural resources shall  
16 accept the properties in their existing condition. All claims  
17 and liabilities against the city and county of Honolulu, if any,  
18 which the department of land and natural resources has, may have  
19 had, or may have in the future, regarding any injury, loss,  
20 cost, damage, or liability, including reasonable attorney's  
21 fees, concerning the physical, environmental, soil, economic,



1 and legal conditions of the conveyed properties, are released,  
2 waived, and extinguished.

3 (d) Because the tax map numbers for parcels (2), (3), (5),  
4 (6), (7), (10), (11), (15), (16), (24), (25), (27), (28), (33),  
5 (39), (40), (41), (42), (43), (47), (48), (49), (51), (54),  
6 (55), (57), (59), (60), (62), (63), (64), (66), (68), (74),  
7 (75), and (84) include an abutting city and county of Honolulu  
8 public park, the department of land and natural resources and  
9 the city and county of Honolulu shall agree on the proposed  
10 property boundary separating the school and park portions of the  
11 properties. The department of land and natural resources shall  
12 subdivide the foregoing parcels in accordance with the agreed  
13 upon property boundaries.

14 (e) Transfer of parcels shall be effective December 31,  
15 2019.


16 SECTION 2. There is appropriated out of the general  
17 revenues of the State of Hawaii the sum of \$ or so  
18 much thereof as may be necessary for fiscal year 2018-2019 as a  
19 grant-in-aid to the city and county of Honolulu to prepare,  
20 execute, and record the quitclaim deeds required under this Act.

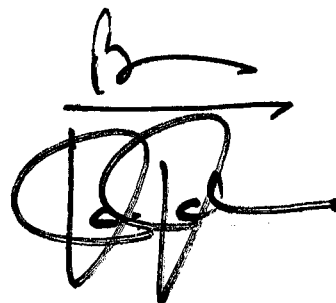



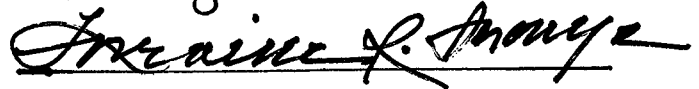
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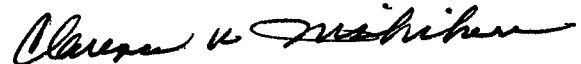
1       The sum appropriated shall be expended by the city and  
2 county of Honolulu for the purposes of this Act.



3       SECTION 3. This Act shall take effect on July 1, 2018.


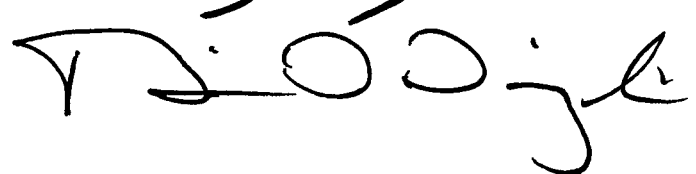
4  
INTRODUCED BY: 









# S.B. NO. 2237

**Report Title:**

Public Schools; Property; Title; Transfer; Appropriation

**Description:**

Requires the City and County of Honolulu to transfer to the Department of Land and Natural Resources all property upon which a public elementary or intermediate school is situated.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

