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# A BILL FOR AN ACT

RELATING TO SURPLUS MILITARY LAND.

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

1           SECTION 1. The legislature finds that many properties in  
2 the State are under federal ownership or control and are being,  
3 or have been, used as military facilities. This use has  
4 resulted in contamination of the water and soil on and adjacent  
5 to many of these properties, or created hazards, such as from  
6 the presence of unexploded ordnance.

7           The upcoming expiration of land leases between the State  
8 and the United States federal government and the return to the  
9 State of ceded lands requires a proactive approach by the State.

10           Accordingly, the purpose of this Act is to gather data on  
11 federally leased and controlled lands, the condition of these  
12 lands, and potential alternative uses of these lands should they  
13 be returned to the State.

14           SECTION 2. (a) The office of planning shall seek input  
15 from all executive branch departments and agencies and the  
16 office of Hawaiian affairs on remediation and restoration needs  
17 of, and proposed alternative uses for, the lands identified



1 pursuant to section 3 that would be consistent with the  
2 respective missions of those departments and agencies if the  
3 lands are returned to the State.

4 (b) The office of planning shall submit a report to the  
5 legislature, no later than twenty days prior to the convening of  
6 the regular session of 2022, containing the following:

7 (1) The inventory report prepared by the department of  
8 land and natural resources pursuant to section 3 of  
9 this Act;

10 (2) The report prepared by the department of health  
11 pursuant to section 4 of this Act;

12 (3) Input derived pursuant to subsection (a); and

13 (4) The office of planning's findings and recommendations  
14 based on the information gathered pursuant to  
15 paragraph (3) and sections 3 and 4 of this Act,  
16 including any proposed legislation.

17 SECTION 3. The department of land and natural resources  
18 shall submit to the office of planning, no later than a date to  
19 be determined by the office of planning, an inventory report of  
20 all lands within the State that are leased to the federal  
21 government or under federal government control, including



1 information pertaining to lease expiration dates, plans to close  
2 any military facilities on those lands, and other relevant  
3 information.

4 SECTION 4. The department of health shall consult with the  
5 Environmental Protection Agency and submit to the office of  
6 planning, no later than a date to be determined by the office of  
7 planning, a report identifying any known contaminants or  
8 environmental hazards discovered on the lands identified  
9 pursuant to section 3 or associated with past environmental  
10 studies performed in connection with those lands.

11 SECTION 5. This Act shall take effect on July 1, 2021.



**Report Title:**

Surplus Military Land; DLNR; DOH; EPA; Office of Planning

**Description:**

Requires the Office of Planning to submit a report to the Legislature containing: (1) an inventory of lands within the State that are leased to or controlled by the federal government; (2) any known contaminants or environmental hazards associated with the inventoried lands based on past environmental studies; (3) input from executive branch departments and agencies and the Office of Hawaiian Affairs on proposed alternative uses for the lands that would be consistent with the departments and agencies' missions if the lands are returned to the State; and (4) its findings and recommendations, including proposed legislation, based on this information. Requires the Department of Land and Natural Resources and the Department of Health to submit reports to the Office of Planning. (CD1)

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

