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# A BILL FOR AN ACT

RELATING TO LANDS CONTROLLED BY THE STATE.

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

1           SECTION 1. Section 171-64.7, Hawaii Revised Statutes, is  
2 amended by amending subsection (f) to read as follows:  
3           "(f) This section shall not apply to [sales];  
4           (1) Sales or gifts of lands described in subsection (a)  
5           between state departments or agencies [~~, to sales~~];  
6           (2) Sales of available lands under the Hawaiian Homes  
7           Commission Act [~~, or to the fee~~];  
8           (3) Fee simple [~~sale~~] sales of affordable homes on lands  
9           not classified as government or crown lands previous  
10           to August 15, 1895, or exchanged subsequent to  
11           August 15, 1895, for lands classified as government or  
12           crown lands previous to August 15, 1895, that are  
13           subject to resale restrictions as set forth in  
14           section 201H-47 and that were acquired by the Hawaii  
15           housing finance and development corporation either at  
16           a foreclosure sale or under a buyback as authorized in  
17           section 201H-47 [~~+~~] or



1        (4) Individual sales of the leased fee interest in a  
2        leasehold condominium unit or single family house lot  
3        to its lessee by the Hawaii housing finance and  
4        development corporation; provided that:  
5        (A) One of the corporation's predecessor agencies  
6        approved the sale of the leased fee interest to  
7        lessees of the condominium or development in  
8        which the unit or house lot is located no later  
9        than November 4, 1994;  
10       (B) The leased fee interest in more than fifty per  
11       cent of all units in the condominium or  
12       development in which the unit or house lot is  
13       located was sold or otherwise transferred prior  
14       to July 13, 2009;  
15       (C) The sale is to the lessee of record of the unit  
16       or house lot; and  
17       (D) The corporation shall submit documentation to the  
18       office of Hawaiian affairs at least three months  
19       before the sale of a unit or house lot under this  
20       paragraph, with the following information:



- 1            (i) The specific location and size in square
- 2                            feet, or other precise measure, of the
- 3                            parcel of land to be sold;
- 4            (ii) The purpose for which the land is being
- 5                            sold;
- 6            (iii) A statement of whether the land is or is not
- 7                            land that was classed as government or crown
- 8                            lands prior to August 15, 1895, or was
- 9                            acquired by the State in exchange for such
- 10                           lands, and a detailed explanation of how the
- 11                           corporation made the determination; and
- 12            (iv) Sufficient documentation to validate the
- 13                           requirements of subparagraphs (A), (B), and
- 14                           (C)."

15            SECTION 2. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17            SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

Public Lands; HHFDC; Legislative Approval of Sale or Gift of  
Lands; Exemption

**Description:**

Exempts the sale of the leased fee interest in certain  
affordable leasehold developments by the HHFDC from legislative  
approval. (SD1)

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

