STAND. COM. REP. NO.



Honolulu, Hawaii

FEB 0 5 , 2021

RE: H.B. No. 247

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred H.B. No. 247 entitled:

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

begs leave to report as follows:

The purpose of this measure is to implement several recommendations with regard to land subdivision and condominium property regime laws relating to agricultural lands made by the Office of Planning as a result of a study conducted pursuant to Act 278, Session Laws of Hawaii 2019 (Act 278).

Your Committee received testimony in support of this measure from the Department of Agriculture, Office of Planning, Real Estate Commission, Department of Planning and Permitting of the City and County of Honolulu, Chair of the Maui County Council, Ulupono Initiative, Hawaii Farm Bureau, and Hawaii Cattlemen's Council. Your Committee received comments on this measure from the Department of Taxation.

Your Committee finds that Act 278 directed the Office of Planning to study subdivision and condominium property regime issues on agricultural lands. In collaboration with a broad group of stakeholders, this measure strengthens the definition of "farm dwelling" to recognize only bona fide farms, allows county enforcement of unpermitted structures, and allows counties to

submit comments before the registration of a condominium property regime.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 247 and recommends that it pass Second Reading and be referred to your Committee on Agriculture.

Respectfully submitted on behalf of the members of the Committee on Water & Land,

DAVID A. TARNAS, Chair

## State of Hawaii House of Representatives The Thirty-first Legislature

Stock 17

## Record of Votes of the Committee on Water & Land

Bill/Resolution No.: HB 247   Committee Referral: WAL, AGR, JHA   Date: 2/2/2021				
θ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  • Pass, unamended (as is)  • Pass, with amendments (HD)  • Hold  • Pass short form bill with HD to recommit for future public hearing (recommit)				
WAL Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	8			
2. BRANCO, Patrick Pihana (VC)	<b>8</b>			
3. GANADEN, Sonny	<b>a</b>			
J. GANADEN, DUMY				
4. KOBAYASHI, Bertrand	8	The second secon		
5. KONG, Sam Satoru	8			
6. MORIKAWA, Dee	6			
7. OHNO, Takashi				
· · · · · · · · · · · · · · · · · · ·				
8. McDERMOTT, Bob	ANTERONO DI CAMBRANCI ANTERIORI DE PARTICIO	98 a. h. reko i svetiliki sarra kilonek e 196 ak 128 am ilijih dia viti ind		ব
			· · · · · · · · · · · · · · · · · · ·	
TOTAL (8)	6	,		2
The recommendation is:				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				