

STAND. COM. REP. NO. **739**

Honolulu, Hawaii

FEB 17, 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 Agriculture, 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; City and County of Honolulu Department of Planning and Permitting; one member of the Maui County Council; Ulupono Initiative; Hawaii Farm Bureau; Hawaiian Properties, Ltd; and Hawaii Cattlemen's Council. Your Committee received comments on this measure from the Department of Taxation.

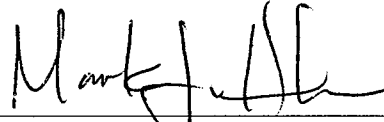
Your Committee finds that Act 278 directed the Office of Planning to study subdivision and condominium property regime issues on agricultural lands. This measure is the result of a collaboration with a broad group of stakeholders and addresses three major issues and recommendations of the study: strengthening the definition of "farm dwelling" to recognize only bona fide farms; allowing county enforcement of unpermitted structures; and



allowing 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 Agriculture 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 be referred to your Committee on Judiciary & Hawaiian Affairs.

Respectfully submitted on
behalf of the members of the
Committee on Agriculture,



MARK J. HASHEM, Chair



Record of Votes of the Committee on Agriculture

Bill/Resolution No.: HB247	Committee Referral: WAL, AGR, JHA	Date: 2/10/2021		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
AGR Members	Ayes	Ayes (WR)	Nays	Excused
1. HASHEM, Mark J. (C)	✓			
2. PERRUSO, Amy A. (VC)	✓			
3. LOWEN, Nicole E.	✓			
4. MARTEN, Lisa	✓			
5. MATAYOSHI, Scot Z.	✓			
6. TODD, Chris	✓			
7. TOKIOKA, James Kunane	✓			
8. MATSUMOTO, Lauren	✓			
TOTAL (8)	8	0	0	0
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____ <i>Amy Perruso</i> _____				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				