

Honolulu, Hawaii

APR 23 , 2021

RE: H.B. No. 469  
H.D. 1  
S.D. 2  
C.D. 1

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

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 469, H.D. 1, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE TRANSFER OF NON-AGRICULTURAL PARK LANDS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to address the management of certain non-agricultural park lands under the control of the Department of Land and Natural Resources by:

- (1) Requiring the Department of Agriculture to inquire about any easements needed by the Department of Land and Natural Resources before offering a lease;



- (2) Requiring the Department of Land and Natural Resources and Department of Agriculture to meet and identify by mutual agreement the non-agricultural park lands under the jurisdiction of the Department of Land and Natural Resources and in agricultural use that should remain under the jurisdiction of the Department of Land and Natural Resources;
- (3) Requiring non-agricultural park lands under the jurisdiction of the Department of Land and Natural Resources and in agricultural use and not identified pursuant to paragraph (2) to be placed under the Department of Agriculture's jurisdiction;
- (4) Requiring the Department of Land and Natural Resources and Department of Agriculture to meet at least every five years to discuss transferring the remaining lands;
- (5) Requiring the Department of Land and Natural Resources to report to the Legislature on its meetings with the Department of Agriculture regarding the progress and status of transferring non-agricultural park lands; and
- (6) Authorizing the Board of Land and Natural Resources to amend and extend existing pasture leases and to issue new pasture leases by negotiation in furtherance of public purposes that the Department of Land and Natural Resources and Department of Agriculture are responsible for promoting.

Your Committee on Conference has amended this measure by:

- (1) Deleting its contents and establishing a working group to:
  - (A) Ascertain the process and status of the transfer of non-agricultural park lands from the Department of Land and Natural Resources to the Department of Agriculture pursuant to Act 90, Session Laws of Hawaii 2003, and chapter 166E, Hawaii Revised Statutes, regarding non-agricultural park lands; and
  - (B) Determine the challenges and potential remedies necessary to facilitate the process of fulfilling the purposes of Act 90, Session Laws of Hawaii 2003; and



(2) Changing its effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 469, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 469, H.D. 1, S.D. 2, C.D. 1.

Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

  
LORRAINE R. INOUE

Chair

  
DAVID A. TARNAS

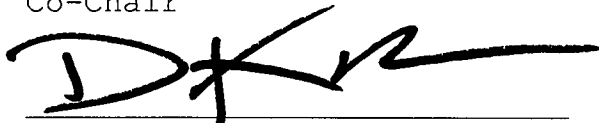
Co-Chair

  
MIKE GABBARD

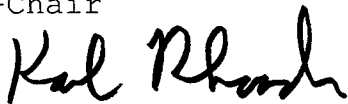
Co-Chair

  
TY J.K. CULLEN

Co-Chair

  
DRU KANUHA

Co-Chair

  
KARL RHOADS

Co-Chair



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: <b>HB 469, HD 1, SD 2</b>	Date/Time: <i>4/22/2021</i> <i>4:12</i>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
INOUYE, Lorraine R., Chr.	/				TARNAS, David A., Co-Chr.	/			
GABBARD, Mike, Co-Chr.	/				CULLEN, Ty J.K., Co-Chr.	/			
KANUHA, Dru Mamo, Co-Chr.	/				MCDERMOTT, Bob	/			
RHOADS, Karl, Co-Chr.	/								
FEVELLA, Kurt	/								
<b>TOTAL</b>	<i>5</i>				<b>TOTAL</b>	<i>3</i>			

A = Aye                  WR = Aye with Reservations                  N = Nay                  E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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**Distribution:**                  **Original**                  **Yellow**                  **Pink**                  **Goldenrod**  
    File with Conference Committee Report                  House Clerk's Office                  Senate Clerk's Office                  Drafting Agency