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# A BILL FOR AN ACT

RELATING TO DISPOSITION OF PUBLIC LANDS BY NEGOTIATION.

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

1       SECTION 1.   Section 171-59, Hawaii Revised Statutes, is  
2   amended by amending subsection (b) to read as follows:

3       "(b)   Disposition of public lands for commercial,  
4   industrial, hotel or resort, airline, aircraft, airport-related,  
5   agricultural processing, cattle feed production, aquaculture,  
6   marine, maritime, and maritime-related operations may be  
7   negotiated without regard to the limitations set forth in  
8   subsection (a) and section 171-16(c); provided that:

9       (1)   The disposition encourages competition within the  
10       commercial, industrial, hotel or resort, aeronautical,  
11       airport-related, agricultural, aquaculture, maritime,  
12       and maritime-related operations;

13       (2)   The disposition shall not exceed a maximum term of  
14       thirty-five years, except in the case of:

15       (A)   Maritime and maritime-related operations, which  
16       may provide for a maximum term of seventy years;  
17       and



1 (B) Aquaculture operations, which may provide for a  
2 maximum term of sixty-five years; provided that  
3 aquaculture operations in good standing may seek  
4 to renew a lease issued under this section and,  
5 during the lease term, may engage in supportive  
6 activities that are related to or integrated with  
7 aquaculture; and

8 (3) The method of disposition of public lands for cattle  
9 feed production as set forth in this subsection shall  
10 not apply after December 31, 1988.

11 For the purposes of this subsection:

12 "Agricultural processing" means the processing of  
13 agricultural products, including dairying, grown, raised, or  
14 produced in Hawaii.

15 "Airport-related" means a purpose or activity that requires  
16 air transportation to achieve that purpose or activity; or an  
17 activity that generates revenue for the airport system as  
18 provided in section 261-7.

19 "Aquaculture" means the propagation, cultivation, or  
20 farming of aquatic plants and animals in controlled or selected  
21 environments for research, commercial, or stocking purposes,



1 including aquaponics or any growing of plants or animals with  
2 aquaculture effluents.

3 "Hotel or resort" means a development that provides  
4 transient accommodations as defined in section 237D-1 and  
5 related services, which may include a front desk, housekeeping,  
6 food and beverage, room service, and other services customarily  
7 associated with transient accommodations, where at least  
8 seventy-five per cent of the living or sleeping quarters in the  
9 development are used solely for transient accommodations for the  
10 term of any lease.

11 "Maritime-related" means a purpose or activity that  
12 requires and is directly related to the loading, off-loading,  
13 storage, or distribution of goods and services of the maritime  
14 industry."

15 SECTION 2. New statutory material is underscored.

16 SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

Public Lands; Disposition by Negotiation

**Description:**

Includes leases for commercial, industrial, and hotel or resort purposes eligible for disposition by negotiation pursuant to section 171-59(b), Hawaii Revised Statutes. Takes effect 7/1/2050. (SD1)

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

