STAND. COM. REP. NO. **399** -22 Honolulu, Hawaii , 2022 **MAR 2 4** RE: S.B. No. 2186 S.D. 2 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committees on Education and Water & Land, to which was referred S.B. No. 2186, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LAND TRANSFER,"

beg leave to report as follows:

The purpose of this measure is to:

- Direct the conveyance of certain lands used for public schools and owned by the counties of Kauai and Maui, the State, and the Department of Land and Natural Resources to the Department of Education;
- (2) Require legislative approval prior to the sale, gift, or alienation of the fee simple title to lands owned by the Department of Education; and
- (3) Appropriate funds to the Department of Education to effectuate the transfer of the lands and to effectively manage the real property.

Your Committees received testimony in support of this measure from the Department of Education. Your Committees received comments on this measure from the Department of Land and Natural Resources and Department of Budget and Finance.

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Your Committees find that the Department of Education has invested significant public funds on maintenance and capital improvement projects for new school facilities. The expenditure of these funds was done without regard to the underlying fee ownership of the real property.

Your Committees further find that non-unified ownership of the land under existing Department of Education schools and offices complicates redevelopment, especially when private investment is involved. Your Committees believe that consolidating the ownership of all land under existing public schools to be held by the Department of Education will provide the Department with the requisite flexibility to redevelop, reposition, and improve its assets in a timely and efficient manner.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2050; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Education and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2186, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2186, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

> Respectfully submitted on behalf of the members of the Committees on Education and Water & Land,

DAVID A. TARNAS, Chair

WOODSON,

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## **Record of Votes of the Committee on Education**

Bill/Resolution No.: 5/32/86 502	Committee Referral: EDN/WAL F1	Date: ∧J	3/17/2	l			
The committee is reconsidering its previous decision on the measure.							
The recommendation is to: <ul> <li>Pass, unamended (as is)</li> <li>Pass, with amendments (HD)</li> <li>Hold</li> <li>Pass short form bill with HD to recommit for future public hearing (recommit)</li> </ul>							
EDN Members	Ayes	Ayes (WR)	Nays	Excused			
1. WOODSON, Justin H. (C)							
2. KAPELA, Jeanne (VC)							
3. BELATTI, Della Au							
4. CLARK, Linda							
5. COSTALES, Luella							
6. GANADEN, Sonny							
7. GATES, Cedric Asuega							
8. HASHIMOTO, Troy N.							
9. OHNO, Takashi							
10. QUINLAN, Sean	<b>V</b>						
11. TAKAYAMA, Gregg							
12. YAMANE, Ryan I.							
13. OKIMOTO, Val							
		-					
			<u></u>				
		-					
TOTAL (13)	10			3			
The recommendation is:       I Adopted       I Not Adopted         If joint referral,							
Vice Chair's or designee's signature							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							

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

Bill/Resolution No.: SB2 186 SD2	Committee Referral: EDN/WAL, FIN					
The committee is reconsidering its pr	• •		1			
The recommendation is to: <ul> <li>Pass, unamended (as is)</li> <li>Pass, with amendments (HD)</li> <li>Hold</li> <li>Pass short form bill with HD to recommit for future public hearing (recommit)</li> </ul>						
WAL Members	Ayes	Ayes (WR)	Nays	Excused		
1. TARNAS, David A. (C)	$\checkmark$					
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2. BRANCO, Patrick Pihana (VC	C) . 🗸					
			n de fan de			
3. GANADEN, Sonny						
4 KODAVASHI Doutuond				<u></u>		
4. KOBAYASHI, Bertrand						
5. KONG, Sam Satoru	<u>na na serie de composition de la serie de composition de la serie de composition de la serie de la serie de composition de la serie de Serie de la serie de la ser</u>	and the second methods in the second se				
6. MORIKAWA, Dee						
			landa antista da sector da sec			
7. OHNO, Takashi						
8. McDERMOTT, Bob						
TOTAL (8)	5			3		
The recommendation is:       Adopted       Not Adopted         If joint referral,						
Vice Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO						