

STAND. COM. REP. NO.

974

Honolulu, Hawaii

MAR 02 , 2023

RE: H.B. No. 676
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 676, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO DISTRICT BOUNDARY AMENDMENTS,"

begs leave to report as follows:

The purpose of this measure is to authorize the appropriate county land use decision-making authority to determine district boundary amendments involving certain land areas over fifteen acres if the county has adopted an ordinance that meets certain requirements, including the requirement that the county own and retain the land for at least ninety-nine years.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Hawai'i Association of REALTORS, Building Industry Association of Hawaii, and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs, Kūpuna for the Mo'opuna, Hawai'i Alliance for Progressive Action, and three individuals. Your Committee received comments on this measure from the Department of Agriculture, Land Use Commission, Sierra Club of Hawai'i, and Grassroot Institute of Hawaii.

Your Committee finds that this measure will provide the counties with the flexibility to make certain district boundary

2023-2086 HB676 HD1 HSCR HMSO



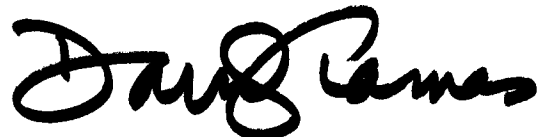
amendments and increase the availability of affordable housing in Hawaii.

Your Committee notes the Land Use Commission's testimony and finds that, when adopting an ordinance to amend district boundaries, the counties should ensure compliance with:

- (1) The open meeting requirements of chapter 92, Hawaii Revised Statutes; and
- (2) The Public Trust Doctrine, as set forth in various Supreme Court decisions, in the granting or denial of any district boundary amendment.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 676, H.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,



DAVID A. TARNAS, Chair



State of Hawaii
House of Representatives
The Thirty-second Legislature

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Record of Votes of the Committee on Judiciary & Hawaiian Affairs

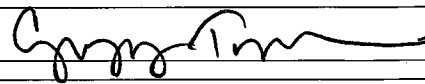
Bill/Resolution No.: HB 676, HD 1	Committee Referral: HSG/WAL, JHA	Date: 2/23/2023
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The committee is reconsidering its previous decision on the measure.

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)

JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. TAKAYAMA, Gregg (VC)	✓			
3. GANADEN, Sonny				✓
4. HOLT, Daniel	✓			
5. HASHIMOTO, Troy N.	✓			
6. ICHIYAMA, Linda	✓			
7. ILAGAN, Greggor	✓			
8. KONG, Sam Satoru	✓			
9. MIZUNO, John M.	✓			
10. SOUZA, Kanani	✓			
TOTAL (10)	9	-	-	1

The recommendation is: Adopted Not Adopted
 If joint referral, _____ did not support recommendation.
 committee acronym(s)

Vice Chair's or designee's signature: 

Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO