

THE SENATE
KA 'AHA KENEKOA

THE THIRTY-SECOND LEGISLATURE
REGULAR SESSION OF 2023

COMMITTEE ON WATER AND LAND

Senator Lorraine R. Inouye, Chair
Senator Brandon J.C. Elefante, Vice Chair

NOTICE OF HEARING

DATE: Monday, February 6, 2023
TIME: 1:05 PM
PLACE: Conference Room 229 & Videoconference
State Capitol
415 South Beretania Street

**PHOTO ID REQUIRED FOR ENTRANCE TO THE STATE CAPITOL
BUILDING HOURS: 7AM TO 5PM, MONDAY - FRIDAY**

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The Legislature is accepting written, videoconference, and in-person testimony at public hearings.
A live stream of all Senate Standing Committee meetings will be available on the [Senate YouTube Channel](#).

A G E N D A

SB 1389 Status & Testimony	RELATING TO REAL PROPERTY DISCLOSURES WITHIN SHORELINE AREAS. Requires mandatory disclosure of all existing permitted and unpermitted shoreline erosion control structures, the annual erosion rate, and the current actual setback of all structures for shoreline properties prior to real estate transactions.	WTL, CPN
SB 1095 Status & Testimony	RELATING TO COASTAL ZONE MANAGEMENT. Amends the definition of "development" to create additional exceptions, including pedestrian or bicycle facilities, trash removal, invasive vegetation control, installation of fencing for invasive species control or native habitat preservation, removal of access devices for inspection and maintenance of utilities, and lighting fixtures at existing public recreation facilities.	WTL, JDC
SB 1068 Status & Testimony	RELATING TO BEACHES. Includes in the State's policies for the physical environment under the Hawaii State Planning Act, the development of a statewide beach assessment study and a beach and shoreline restoration and conservation plan. Appropriates funds.	WTL, WAM

<p>SB 417 Status & Testimony</p>	<p>RELATING TO CORAL REEF ECOSYSTEMS. Establishes a Hawaii Near Shore Waters Quality Program to monitor and test for the quality of waters near coral reefs to assess and ensure health of reef ecosystems. Appropriates funds.</p>	<p>WTL, WAM</p>
<p>SB 1028 Status & Testimony</p>	<p>RELATING TO VESSELS. Beginning 1/1/2024, requires rental kayaks to be registered and numbered with the department of land and natural resources and have the identification number affixed to the rental kayak. Requires the department to establish fees for registration and registration renewal of rental kayaks.</p>	<p>WTL, CPN/WAM</p>
<p>SB 1265 Status & Testimony</p>	<p>RELATING TO KANEOHE BAY. Prohibits commercial ocean use activity in Kaneohe Bay waters without a permit. Prohibits any person from advertising any commercial ocean use activity in Kaneohe Bay waters for which the person does not have a permit, lease, or license.</p>	<p>WTL, CPN/WAM</p>
<p>SB 1388 Status & Testimony</p>	<p>RELATING TO OCEAN RECREATION COMMERCIAL PERMITS. Specifies the methods by which the Department of Land and Natural Resources can issue new ocean recreation commercial permits and renew existing ocean recreation commercial permits. Specifies that new permits for ocean recreation management areas and facilities where a permit limit is implemented, new permits will be issued by the method enumerated and in the order set forth herein until the limit is reached. For renewal of existing permits in ocean recreation management areas and facilities where a permit limit is implemented, the ability to renew a commercial permit will be based on seniority until the limit is reached.</p>	<p>WTL, JDC/WAM</p>
<p>SB 97 Status & Testimony</p>	<p>RELATING TO PUBLIC LANDS. Clarifies that the Board of Land and Natural Resources shall not unilaterally amend the terms and conditions of any lease of public lands being extended pursuant to Act 149, Session Laws of Hawaii 2018, except as otherwise provided therein; and if the Board of Land and Natural Resources wishes to amend the terms and conditions of any lease of public lands being extended to reflect the Board's most current lease form and leasing practices and policies, such lease form and leasing practices and policies must be included in the rules of the Board. Defines "lease of public lands". Repeals 6/30/2028.</p>	<p>WTL, JDC/WAM</p>
<p>SB 79 Status & Testimony</p>	<p>RELATING TO PUBLIC LANDS. Repeals the requirement for Board of Land and Natural Resources approval for lease extensions in the Hilo Community Economic District. Requires the Department of Land and Natural Resources to use the current tax assessed value when offering lease extensions to lessees. Requires all applications to the Department of Land and Natural Resources for an extension of fixed rental periods or lease terms to be made within 180 days and confirm lease extensions.</p>	<p>WTL, JDC/WAM</p>

Limits the discretion of the Department of Land and Natural Resources' Land Division by requiring the Board of Land and Natural Resources to approve all revoked, limited, condemned, removed, or modified public land leases or revocable permits.

Decision Making to follow, if time permits.

All testimony received by the Hawai'i Senate is posted on the Hawai'i Legislature's website, which is accessible to the public. Please do not include private information that you do not want disclosed to the public.

Please go to the Legislature's website, www.capitol.hawaii.gov, to submit **written testimony** at least 24 hours prior to the hearing. Create a free account on the website, or sign in to an existing account, then click on the "Participate" drop down menu and select the "Submit Testimony" option to get started. While submitting your written testimony, you will be prompted to indicate if you would also like to testify at the hearing in-person or remotely via videoconference.

Please note the following:

- The number of oral testifiers and/or time allotted to each testifier may be limited by the Chair when necessary to adhere to the committee hearing schedule. We may not be able to accommodate everyone who requests to testify orally.
- Testifiers for this hearing will be limited to **1 minutes** each.

If you wish to **testify via videoconference** during the hearing, please review the detailed step-by-step instructions for testimony procedures before you submit your written testimony. Here's a direct link to the instructions: <https://capitol.hawaii.gov/docs/testimonyinstructions.pdf>

For general help navigating the committee hearing process, please contact the Public Access Room at (808) 587-0478 or par@capitol.hawaii.gov. You can also visit their website at <https://lrb.hawaii.gov/par/>.

For special assistance: The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e., interpretive services (oral or written) or ASL interpreter), or are unable to submit testimony via the website due to a disability, please contact the committee at WTLcommittee@capitol.hawaii.gov at least 24 hours prior to the hearing.

For amended notices: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 586-8399.

Senator Lorraine R. Inouye
Chair