STAND. COM. REP. NO.

Honolulu, Hawaii **FEB 17** , 2023 RE: H.B. No. 84 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 Water & Land, to which was referred H.B. No. 84, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COUNTIES,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Make explicit the counties' authority to enact ordinances to amortize or phase out permitted, nonconforming, or otherwise allowed short-term rentals in any zoning classification; and
- (2) Include swapping, bartering, or exchange of a residential dwelling in the definition of "short-term rental".

Your Committee received testimony in support of this measure from the Department of Planning and Permitting of the City and County of Honolulu, Keep It Kailua, Hawaii Lodging & Tourism Association, and three individuals. Your Committee received testimony in opposition to this measure from Airbnb, Ocean Breeze Hideaway, Lezarde Travel LLC, Lahaina Sun Villa, Experience Volcano Hawai'i, David M W Adams Inc., Seas The Day O22, A&J Management Team LLC, Rainbow Inn, The Ohana Aina Association, Hilo Homes, Maui Paradise Properties, Rental By Owner Awareness



STAND. COM. REP. NO. 7// Page 2

Association, Kihei Oasis, Private Homes Hawaii, Maui Vacation Rental Association, The Viewhouse in Lanikai, Ali'i Resorts LLC, 808 Buddha LLC, Kona Coast Property Management, Destination Residences Hawaii, Vertigo Associates, Friends of Kuilima, Maui Chamber of Commerce, Hawaii Legal Short Term Rental Alliance, Hale Kiana BnB, Maui Professional Rental Management Association, and numerous individuals. Your Committee received comments on this measure from the Hawai'i Tourism Authority and one individual.

Your Committee finds that from 2009 to 2019, the State experienced an increase in visitor arrivals from six million to over ten million, a 59.5 percent increase in arrivals without a corresponding increase in accommodations. These additional visitors likely stayed in non-traditional units, including shortterm vacation rentals. This measure supports county zoning efforts and enforcement by allowing the counties to eliminate short-term rentals on residential and agricultural zoned lands.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 84, H.D. 1, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

> Respectfully submitted on behalf of the members of the Committee on Water & Land,

LINDA ICHIYAMA, Chair



State of Hawaii House of Representatives The Thirty-second Legislature

Record of Votes of the Committee on Water & Land

Bill/Resolution No.: HB84, HD1	Committee Referral: HSG, WAL, JHA			Date: 02/14/2023		
□ 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)						
WAL Members		Ayes	Ayes (WR)	Nays	Excused	
1. ICHIYAMA, Linda (C)		\checkmark				
		and the second secon				
2. POEPOE, Mahina (VC)		\checkmark				
				ang		
3. CHUN, Cory M.	• • • • •					
4 CANADEN Soppy		and the test of the second s		<u></u>	ann an fair a canadar da atha an an anna ann	
4. GANADEN, Sonny			•			
5. HASHEM, Mark J.	geliet blen er net in ^{ter} ningen en standeliet. T	میں <u>میں اور اور اور اور اور اور اور اور اور اور</u>	, <u>Carden a.u.,</u>	line land bir ang <u>i</u> gi		
		tan an airtean airtean an airtean an a				
6. MORIKAWA, Dee	an a	a		an in an a generation of the state of the stat		
7. TAKAYAMA, Gregg		\checkmark				
	and the state of the second state					
8. SOUZA, Kanani			\checkmark			
		,				
				. 0 0		
	· · · · · · · · · · · · · · · · · · ·					
TOTAL (8)		3	3		2	
Che 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						