

STAND. COM. REP. NO.

3331

Honolulu, Hawaii

MAR 22 2024

RE: H.B. No. 2471
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred H.B. No. 2471, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO INSPECTIONS ON PUBLIC LAND,"

begs leave to report as follows:

The purpose and intent of this measure is to establish a statutory framework for inspections of public land leases, licenses, and revocable permits by the Department of Land and Natural Resources; provided that:

- (1) The inspections may be conducted by qualified third-party inspectors contracted by the Department of Land and Natural Resources but paid for by the lessee, licensee, or permittee, as applicable; and
- (2) If the inspection identifies items needing repair or replacement, the lessee, licensee, or permittee shall be required to make the necessary repair or replacement at their expense or risk termination of their land disposition.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual.



Your Committee finds that the House Investigative Committee established under House Resolution No. 164 of the 2021 Regular Session recommended that the Department of Land and Natural Resources (Department) select third-party inspectors to conduct physical inspections of leased properties at the expense of the lessee. The House Investigative Committee further recommended that the lessee be required to take any corrective actions recommended by the third-party inspector. This measure will improve public safety and ensure that public lands leased by the Department are well taken care of.

Your Committee has amended this measure by:

- (1) Deleting all references to revocable permits;
- (2) Deleting language that would have specified that notice of inspections shall be given in accordance with the terms and conditions of the lease, license, or revocable permit, or in writing in the event that the applicable disposition document is silent as to the notice required;
- (3) Deleting language that would have specified that no notice shall be required for inspections conducted in response to an emergency; and
- (4) Deleting the definition of "emergency".

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2471, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2471, H.D. 2, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.


Respectfully submitted on
behalf of the members of the
Committee on Water and Land,


LORRAINE R. INOUE, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:	
HB 2471 HD2	WTL, JOC/WAM	3/20/24	
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____			
The Recommendation is:			
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310	<input type="checkbox"/> Recommit 2313
Members	Aye	Aye (WR)	Nay
INOUE, Lorraine R. (C)	✓		
ELEFANTE, Brandon J.C. (VC)	✓		
CHANG, Stanley	✓		
MCKELVEY, Angus L.K.			✓
FEVELLA, Kurt			✓
TOTAL	3	0	0
Recommendation:			
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted			
Chair's or Designee's Signature:			
			
Distribution:			
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy

*Only one measure per Record of Votes