

JAN 23 2026

A BILL FOR AN ACT

RELATING TO NON-AGRICULTURAL PARK LEASES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 166E-11, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~[§]~~**\$166E-11**~~[§]~~ **Lease negotiation.** (a) The department
4 may negotiate and enter into leases with any person who:

5 (1) Holds a revocable permit for agricultural purposes;

6 (2) Has formerly held an agricultural lease or a holdover
7 lease of public land that expired within the last ten
8 years and has continued to occupy the land; or

9 (3) Is determined by the department to have a beneficial
10 impact on agriculture.

11 (b) Lands eligible for lease negotiations under this
12 section are limited to lands that are:

13 (1) Zoned and used for agricultural purposes;

14 (2) Set aside for agricultural uses only, by the governor
15 through an executive order to the department; and

16 (3) Not needed by any state or county agency for any other
17 public purpose.



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(c) In negotiating and executing a lease as authorized,
the board shall:

(1) Require the appraisal of the parcel using standards of
national appraiser organizations to determine the
rental, including percentage rent;

(2) Require the payment of a premium, computed at twenty-
five per cent of the annual lease rent, with the
premium to be added to the annual lease rent for each
year of the lease equal to the number of years the
lessee has occupied the land[~~, except~~]; provided that
the premium period shall not exceed four years; and

(3) Recover from the lessee the costs of expenditures
required by the department to convert the parcel into
leasehold.

(d) The department shall notify in writing those eligible
for lease negotiations under this section and shall inform the
applicants of the terms, conditions, and restrictions provided
by this section. Any eligible person may apply for a lease by
submitting a written application to the department within thirty
days from the date of receipt of notification; provided that the
department may require documentary proof from any applicant to



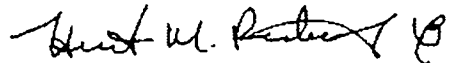
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1 determine that the applicant meets eligibility and qualification
2 requirements for a lease.

3 (e) Notwithstanding any other law to the contrary, if any
4 lessee holds a lease having a remaining term of fewer than
5 fifteen years, the department may extend the term of the lease
6 for an additional thirty years; provided that the land covered
7 by the lease is not greater than twenty-five acres."

8 SECTION 2. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 3. This Act shall take effect upon its approval.

11
INTRODUCED BY: 



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Report Title:

DLNR; Non-Agricultural Parks; Lease Negotiations

Description:

Authorizes the Department of Land and Natural Resources to extend the term by thirty years of any lease covering a non-agricultural park no greater than twenty-five acres and with fewer than fifteen years remaining in the term.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

