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# A BILL FOR AN ACT

RELATING TO AGRICULTURAL LANDS.

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

1           SECTION 1. The legislature finds that Act 90, Session Laws  
2 of Hawaii 2003, later codified as chapter 166E, Hawaii Revised  
3 Statutes, allowed various agricultural lands to be transferred  
4 by the department of land and natural resources to what is now  
5 the department of agriculture and biosecurity. Since then, tens  
6 of thousands of acres have been transferred and are now  
7 administered by the department of agriculture and biosecurity  
8 under various leases.

9           The legislature further finds that the current lessees of  
10 the transferred lands received lands with unresolved survey  
11 issues and noncompliant cesspools or other wastewater systems  
12 that they did not create. These legacy conditions have created  
13 regulatory uncertainty, limited lessees' access to financing and  
14 permits, and constrained agricultural use of otherwise  
15 productive lands. Addressing these barriers will help  
16 agricultural lands already in the State's inventory to be fully  
17 utilized for food production.



1           Accordingly, the purpose of this Act is to provide the  
2 department of agriculture and biosecurity with the authority and  
3 funds to address long-standing survey deficiencies and  
4 wastewater compliance issues on lands transferred pursuant to  
5 Act 90, Session Laws of Hawaii 2003.

6           SECTION 2. Chapter 166E, Hawaii Revised Statutes, is  
7 amended by adding a new section to be appropriately designated  
8 and to read as follows:

9           "~~§166E-~~       **Survey; wastewater; infrastructure.**   Subject to  
10 available funds, the department, in coordination with relevant  
11 state agencies, shall identify and, if legally permissible,  
12 resolve survey deficiencies and wastewater compliance issues,  
13 including unresolved cesspool assessments, unresolved  
14 remediation requirements, and any necessary equipment and  
15 infrastructure replacement, on non-agricultural park lands."

16           SECTION 3. There is appropriated out of the general  
17 revenues of the State of Hawaii the sum of \$                or so  
18 much thereof as may be necessary for fiscal year 2026-2027 for  
19 land surveys, wastewater compliance, and other costs to support  
20 the agricultural use of non-agricultural park lands.



1           The sum appropriated shall be expended by the department of  
2 agriculture and biosecurity for the purposes of this Act.

3           SECTION 4.   New statutory material is underscored.

4           SECTION 5.   This Act shall take effect on July 1, 3000.



**Report Title:**

DAB; Non-Agricultural Park Lands; Compliance; Survey;  
Appropriation

**Description:**

Authorizes and provides funding for the Department of Agriculture and Biosecurity, in coordination with relevant state agencies, to identify and, if legally permissible, resolve survey deficiencies and wastewater compliance issues on non-agricultural park lands. Appropriates funds. Effective 7/1/3000. (HD1)

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

