
A BILL FOR AN ACT

RELATING TO PUBLIC SCHOOL LAND TRANSFER.

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

1 PART I

2 SECTION 1. Act 307, Session Laws of Hawaii 2022, directed
3 the conveyance of the fee simple title to certain lands owned by
4 the department of land and natural resources, county of Kauai,
5 and county of Maui, to the department of education. Since that
6 time, further verification of information and changes in
7 circumstances require the revision of tax map key numbers
8 provided in Act 307, Session Laws of Hawaii 2022.

9 Accordingly, the purpose of this part is to revise certain
10 tax map key numbers set forth in section 2 of Act 307, Session
11 Laws of Hawaii 2022, for accuracy or changed circumstances.

12 SECTION 2. Act 307, Session Laws of Hawaii 2022, is
13 amended by amending section 2 to read as follows:

14 "SECTION 2. (a) Notwithstanding any other law to the
15 contrary, the fee simple interest to the parcels of land set
16 forth in this section, together with the existing improvements
17 thereon, but not including submerged land, accreted land, or any



1 land makai of the legal shoreline (collectively, the
2 properties), shall be conveyed by their respective owner or
3 owners to the department of education as grantee, as is, where
4 is. The department of education shall accept the properties in
5 their existing condition. All claims and liabilities against
6 the grantors, if any, that the department of education has, may
7 have had, or may have in the future, regarding any injury, loss,
8 cost, damage, or liability, including reasonable [attorney's]
9 attorneys' fees, concerning the physical, environmental, soil,
10 economic, and legal conditions of the properties, shall be
11 released, waived, and extinguished.

12 (b) The transfer of a property pursuant to this Act shall
13 be effective by operation of law as of July 1, 2022. The
14 respective owner or owners of the properties shall prepare,
15 execute, and record, in the [~~land court or bureau of~~
16 ~~conveyances,~~] office of the assistant registrar of the land
17 court of the State of Hawaii or the bureau of conveyances, as
18 appropriate, a quitclaim deed [~~to convey each of~~] or other
19 conveyance instrument to evidence and formally document the
20 conveyance of each of the properties together with all existing
21 improvements. [~~Work to initiate the conveyance of the~~



1 ~~properties shall commence no later than December 31, 2022. As~~
2 ~~an alternative to conveyance instruments for each parcel of~~
3 ~~state or county owned land, the transfer of such lands shall be~~
4 ~~completed by operation of law.]~~ Where applicable and in the
5 discretion of the department of education, the department of
6 education may elect to obtain all or a portion of each parcel
7 identified by this Act. If the department of education elects
8 to obtain a portion or portions of any parcel identified by this
9 Act, then the parties to the conveyance shall take all actions
10 necessary to legally effect the same.

11 (c) As these are conveyances in which the county and the
12 State and its agencies are the only parties, the tax imposed by
13 section 247-1, Hawaii Revised Statutes, shall not apply.

14 (d) Effective [~~on the date of transfer,~~] July 1, 2022,
15 every reference to the titleholder of the properties shall be
16 construed as a reference to the department of education[~~-~~]
17 irrespective of whether a quitclaim deed or other conveyance
18 instrument has been recorded in the office of the assistant
19 registrar of the land court of the State of Hawaii or the bureau
20 of conveyances.



1 (e) Parcels to be conveyed by the county of Kauai,
2 identified by tax map key number, are as follows:

- 3 (1) (4)2-1-001:009 (Eleele elementary school);
4 (2) (4)5-2-009:006 (Kilauea elementary school);
5 (3) (4)1-6-010:010 (Waimea high school); and
6 (4) (4)1-6-009:023 (portion) (Waimea high school) [~~;~~ and
7 ~~(5) (4)3-6-002:010 (Wilcox elementary school)]].~~

8 (f) Parcels to be conveyed by the county of Maui,
9 identified by tax map key number, are as follows:

- 10 [~~(1) (4)4-8-005:001 (Anahola school);~~
11 ~~(2)] (1) (2)3-8-007:004 (Baldwin high school);~~
12 [~~(3) (2)3-8-007:080 (Baldwin high school);~~
13 ~~(4) (2)3-8-007:047 (Baldwin high school);~~
14 ~~(5)] (2) (2)2-7-008:097 (Haiku elementary school);~~
15 [~~(6) (2)2-7-004:029 (Haiku elementary school);~~
16 ~~(7) (2)2-7-004:004 (Haiku elementary school);~~
17 ~~(8) (2)1-3-006:007 (Hana high school);~~
18 ~~(9)] (3) (2)3-4-009:003 (Iao intermediate school);~~
19 [~~(10)] (4) (2)3-8-007:041 (portion) (Kahului elementary~~
20 school);
21 [~~(11) (2)4-6-002:013 (Kamehameha III elementary school);~~



- 1 ~~(12)~~] (5) (2)5-3-002:052 (Kaunakakai elementary school);
- 2 ~~[(13)]~~ (6) (2)5-2-013:027 (Kualapuu elementary school -
- 3 public charter school);
- 4 ~~[(14)]~~ (7) (2)2-2-014:002 (Kula elementary school);
- 5 ~~[(15)]~~ (8) (2)3-8-030:009 (Lihikai elementary school);
- 6 ~~[(16)]~~ (9) (2)2-3-009:035 (portion) (Pukalani elementary
- 7 school);
- 8 ~~[(17) ~~(2)3-8-006:008 (Puunene school);~~~~
- 9 ~~(18) ~~(1)3-2-006:028 (school food services);~~~~
- 10 ~~(19)]~~ (10) (2)3-4-007:049 (Wailuku elementary school); and
- 11 ~~[(20)]~~ (11) (2)3-4-007:003 (Wailuku elementary school).

12 (g) Parcels to be conveyed by the department of land and

13 natural resources or the State, as the case may be, identified

14 by tax map key number, are as follows:

- 15 (1) (1)4-7-060:030 (Ahuimanu elementary school);
- 16 (2) (1)9-9-005:004 (Aiea elementary school);
- 17 (3) (1)9-9-005:001 (portion) (Aiea intermediate school);
- 18 (4) (1)2-7-036:007 (Ala Wai elementary school);
- 19 (5) (1)1-1-010:041 (Aliamanu elementary school);
- 20 (6) (1)3-3-003:019 (Aliiolani elementary school);
- 21 (7) (1)3-4-004:049 (portion) (Anuenue school);



- 1 [~~(8)~~ ~~(1)3-4-004:049~~ (~~portion~~) (~~Anuenue school~~);
- 2 ~~(9)]~~ (8) (1)3-4-004:002 (Anuenue school);
- 3 [~~(10)]~~ (9) (1)9-4-059:072 (August Ahrens elementary school);
- 4 [~~(11)]~~ (10) (1)9-4-059:074 (August Ahrens elementary
- 5 school);
- 6 [~~(12)~~ ~~(1)9-1-013:003~~ (~~Barbers Point elementary school~~);
- 7 ~~(13)]~~ (11) (1)7-4-017:002; (1)7-4-022:050; and [~~(1)7-4-~~
- 8 ~~002:049]~~ (1)7-4-022:049 (central district office
- 9 Wahaiawa);
- 10 [~~(14)]~~ (12) (2)2-2-002:081 (Kihei high school);
- 11 [~~(15)]~~ (13) (1)2-1-009:001 (Keelikolani middle school);
- 12 [~~(16)]~~ (14) (1)2-1-005:002 (Keelikolani middle school);
- 13 [~~(17)]~~ (15) (3)2-5-008:013 (DeSilva elementary school);
- 14 [~~(18)]~~ (16) (4)2-1-001:006 (Eleele elementary school);
- 15 [~~(19)]~~ (17) (1)9-1-163:010 (Ewa elementary school);
- 16 [~~(20)]~~ (18) (1)9-1-069:027 (Ewa Makai middle school);
- 17 [~~(21)]~~ (19) (1)1-6-003:083 (Farrington high school);
- 18 [~~(22)]~~ (20) (1)1-6-003:047 (Farrington high school);
- 19 [~~(23)]~~ (21) (1)1-3-001:058 (Fern elementary school);
- 20 [~~(24)]~~ (22) (3)2-6-020:038 (Haaheo elementary school);
- 21 [~~(25)]~~ (23) (2)2-7-008:098 (Haiku elementary school);



- 1 ~~(93)~~ (90) (4) 4-3-003:020 (Kapaa middle school);
- 2 ~~(94)~~ (91) (3) 2-2-020:001 (Kapiolani elementary school);
- 3 ~~(95)~~ (92) (1) 9-1-016:040 (Kapolei elementary school);
- 4 ~~(96)~~ (93) (1) 9-1-016:074 (Kapolei high school);
- 5 ~~(97)~~ (94) (1) 9-1-016:082 (Kapolei middle school);
- 6 ~~(98)~~ (95) (3) 9-6-005:039 (Kau high and Pahala elementary
- 7 school);
- 8 ~~(99)~~ (96) (3) 9-6-005:008 (Kau high and Pahala elementary
- 9 school);
- 10 ~~(100)~~ (97) (4) 3-2-005:010 (Kauai high school);
- 11 ~~(101)~~ (98) (4) 3-3-003:009 (Kauai high school);
- 12 ~~(102)~~ (99) (4) 3-2-005:011 (Kauai high school);
- 13 ~~(103)~~ (100) (4) 3-3-003:015 (Kauai high school);
- 14 ~~(104)~~ (101) (4) 3-3-003:007 (Kauai high school);
- 15 ~~(105)~~ (102) (1) 1-7-023:041 (Kauluwela elementary school);
- 16 ~~(106)~~ (103) (3) 2-5-005:084 (Kaumana elementary school);
- 17 ~~(107)~~ (104) (4) 3-7-003:006 (Kaumualii elementary school);
- 18 ~~(108)~~ (105) (1) 2-2-009:013 (Kawananakoa middle school);
- 19 ~~(109)~~ (106) (3) 1-6-003:102 (Keaau elementary school);
- 20 ~~(110)~~ (107) (3) 1-6-003:110 (Keaau high school);
- 21 ~~(111)~~ (108) (3) 1-6-003:111 (Keaau high school);



- 1 [~~(112)~~] (109) (3)1-6-003:112 (Keaau high school);
- 2 [~~(113)~~] (110) (3)1-6-003:059 (Keaau middle school);
- 3 [~~(114)~~] (111) (3)1-6-002:001 (Keaau middle school);
- 4 [~~(115)~~] (112) (3)7-4-019:044 (portion) (Kealakehe elementary
- 5 school);
- 6 [~~(116)~~] (113) (3)7-4-021:004 (Kealakehe high school);
- 7 [~~(117)~~] (114) (3)7-4-019:044 (portion) (Kealakehe intermediate
- 8 school);
- 9 [~~(118)~~] (115) (2)1-1-008:020 (Keanae elementary);
- 10 [~~(119)~~] (116) (4)1-3-002:001 (Kekaha elementary school);
- 11 [~~(120)~~] (117) (2)2-3-007:032 (Kekaulike high school);
- 12 [~~(121)~~] (118) (3)1-5-009:059 (Keonepoko elementary school);
- 13 [~~(122)~~] (119) (1)9-1-012:060 (Keoneula elementary school);
- 14 [~~(123)~~] (120) (2)2-2-002:043 (portion) (Kihei elementary
- 15 school);
- 16 [~~(124)~~] (121) (4)5-2-009:048 (Kilauea elementary school);
- 17 [~~(125)~~] (122) (2)5-6-002:008 (Kilohana elementary school);
- 18 [~~(126)~~] (123) (1)9-5-021:001 (Kipapa elementary school);
- 19 [~~(127)~~] (124) (3)5-5-008:024 (portion) (Kohala elementary
- 20 school);



- 1 ~~[(128)]~~ (125) (3)5-4-007:014 (portion) (Kohala elementary
2 school);
- 3 ~~[(129)]~~ (126) (3)5-4-007:008 (Kohala high school);
- 4 ~~[(130)]~~ (127) (3)5-4-008:021 (Kohala high school);
- 5 ~~[(131)]~~ (128) (3)5-5-008:024 (Kohala high school);
- 6 ~~[(132)]~~ (129) (3)5-4-007:014 (portion) (Kohala high school);
- 7 ~~[(133)]~~ (130) (3)5-3-010:056 (Kohala middle school);
- 8 ~~[(134)]~~ (131) (4)2-8-010:011 (Koloa elementary school);
- 9 ~~[(135)]~~ (132) (3)8-1-004:058 (Konawaena elementary school);
- 10 ~~[(136)]~~ (133) (3)8-1-005:011 (Konawaena high school);
- 11 ~~[(137)]~~ (134) (3)8-1-005:013 (Konawaena high school);
- 12 ~~[(138)]~~ (135) (3)8-1-002:038 (portion) (Konawaena high
13 school);
- 14 ~~[(139)]~~ (136) (3)8-1-002:038 (portion) (Konawaena middle
15 school);
- 16 ~~[(140)]~~ (137) (1)2-7-017:029 (Kuhio elementary school);
- 17 ~~[(141)]~~ (138) (1)2-7-027:022 (Kuhio elementary school);
- 18 ~~[(142)]~~ (139) (2)4-6-018:013 (portion) (Lahaina intermediate
19 school);
- 20 ~~[(143)]~~ (140) (2)4-5-034:035 (Lahaina intermediate school);
- 21 ~~[(144)]~~ (141) (2)4-6-018:005 (Lahainaluna high school);



- 1 ~~[(145)]~~ (142) (2) 4-6-018:007 (Lahainaluna high school);
- 2 ~~[(146)]~~ (143) (2) 4-6-018:012 (Lahainaluna high school);
- 3 ~~[(147)]~~ (144) (1) 5-5-015:033 (Laie elementary school);
- 4 ~~[(148)]~~ (145) (2) 4-9-014:003 (Lanai high and elementary
- 5 school);
- 6 ~~[(149)]~~ (146) (2) 4-9-014:004 (Lanai high and elementary
- 7 school);
- 8 ~~[(150)]~~ (147) (1) 1-7-042:001 (Lanakila elementary school);
- 9 ~~[(151)]~~ (148) (3) 3-5-005:001 (Laupahoehoe community - public
- 10 charter school);
- 11 ~~[(152)]~~ (149) (3) 3-5-004:059 (Laupahoehoe community - public
- 12 charter school);
- 13 ~~[(153)]~~ (150) (3) 3-5-004:026 (Laupahoehoe community - public
- 14 charter school);
- 15 ~~[(154)]~~ (151) (1) 8-6-001:054 (Leihoku elementary school);
- 16 ~~[(155)]~~ (152) (1) 1-6-008:021 (Likelike elementary school);
- 17 ~~[(156)]~~ (153) (1) 1-6-008:023 (Likelike elementary school);
- 18 ~~[(157)]~~ (154) (1) 9-1-017:108 (department of education);
- 19 ~~[(158)]~~ (155) (1) 2-4-033:013 (Lincoln elementary school);
- 20 ~~[(159)]~~ (156) (2) 2-2-002:043 (portion) (Lokelani intermediate
- 21 school);



- 1 ~~[(160)]~~ (157) (1)2-3-030:052 (Lunalilo elementary school);
- 2 ~~[(161)]~~ (158) (1)1-8-005:008 (Maemae elementary school);
- 3 ~~[(162)]~~ (159) (1)1-8-005:012 (Maemae elementary school);
- 4 ~~[(163)]~~ (160) (1)9-2-009:082 (Makakilo elementary school);
- 5 ~~[(164)]~~ (161) (1)9-9-075:028 (Makalapa elementary school);
- 6 ~~[(165)]~~ (162) (2)2-4-005:010 (Makawao elementary school);
- 7 ~~[(166)]~~ (163) (1)9-7-068:005 (Manana elementary school);
- 8 ~~[(167)]~~ (164) (2)3-8-007:098 (Maui high school);
- 9 ~~[(168)]~~ (165) (2)3-8-007:002 (Maui Waena intermediate school);
- 10 ~~[(169)]~~ (166) (1)9-2-019:022 (Mauka Lani elementary school);
- 11 ~~[(170)]~~ (167) (1)4-2-043:001 (Maunawili elementary school);
- 12 ~~[(171)]~~ (168) (1)2-3-009:001 (McKinley high school);
- 13 ~~[(172)]~~ ~~(reserved);~~
- 14 ~~(173)~~ ~~(reserved);~~
- 15 ~~[(174)]~~ (169) (1)9-5-001:054 (Mililani high school);
- 16 ~~[(175)]~~ (170) (1)9-5-001:055 (Mililani high school);
- 17 ~~[(176)]~~ (171) (1)9-5-002:046 (Mililani Ike elementary school);
- 18 ~~[(177)]~~ (172) (1)9-5-049:006 (Mililani Mauka elementary
- 19 school);
- 20 ~~[(178)]~~ (173) (1)9-5-002:040 (Mililani middle school);
- 21 ~~[(179)]~~ ~~(reserved);~~



- 1 ~~(180)~~] (174) (1) 9-4-005:047 (Mililani Uka elementary school);
- 2 ~~(181)~~] (175) (1) 9-5-001:039 (Mililani Waena elementary
- 3 school);
- 4 ~~(182)~~] (176) (1) 1-1-063:011 (Moanalua high school);
- 5 ~~(183)~~] (177) (2) 5-2-015:001 (portion) (Molokai high school);
- 6 ~~(184)~~] (178) (2) 5-2-007:001 (Molokai high school);
- 7 ~~(185)~~] (179) (2) 5-2-015:001 (portion) (Molokai middle
- 8 school);
- 9 ~~(186)~~] (180) (1) 9-7-025:004 (portion) (Momilani elementary
- 10 school);
- 11 ~~(187)~~] (181) (3) 1-8-001:007 (Mountain View elementary
- 12 school);
- 13 ~~(188)~~] (182) (3) 9-5-009:006 (Naalehu elementary school);
- 14 ~~(189)~~] (183) (2) 4-6-018:013 (portion) (Nahienaena elementary
- 15 school);
- 16 ~~(190)~~] (184) (1) 8-9-002:065 (Nanaikapono elementary school);
- 17 ~~(191)~~] (185) (1) 8-9-007:009 (portion) (Nanakuli elementary
- 18 school);
- 19 ~~(192)~~] (186) (1) 8-9-007:009 (portion) (Nanakuli high and
- 20 intermediate school);
- 21 ~~(193)~~] (187) (4) 4-2-006:002 (portion) (Olomana school);



- 1 ~~[(194)]~~ (188) (3)4-3-003:032 (Paauilo elementary and
2 intermediate school);
- 3 ~~[(195)]~~ (189) (3)4-3-003:024 (Paauilo elementary and
4 intermediate school);
- 5 ~~[(196)]~~ (190) (3)1-5-114:025 (Pahoa elementary school);
- 6 ~~[(197)]~~ (191) (3)1-5-114:002 (Pahoa elementary school);
- 7 ~~[(198)]~~ (192) (3)1-5-114:026 (Pahoa high and intermediate
8 school);
- 9 ~~[(199)]~~ (193) (3)1-5-003:038 (Pahoa high and intermediate
10 school);
- 11 ~~[(200)]~~ (194) (2)2-5-005:004 (Paia elementary school);
- 12 ~~[(201)]~~ (195) (1)3-4-002:002 (Palolo elementary school);
- 13 ~~[(202)]~~ (196) (1)4-5-017:001 (Parker elementary school);
- 14 ~~[(203)]~~ (197) (1)9-7-025:004 (portion) (Pearl City high
15 school);
- 16 ~~[(204) (reserved)]~~;
- 17 ~~[(205)]~~ (198) (1)9-9-001:012 (Pearl Harbor Kai elementary
18 school);
- 19 ~~[(206)]~~ (199) (1)9-8-013:028 (Pearl Ridge elementary school);
- 20 ~~[(207)]~~ (200) (2)3-8-007:156 (Pomaikai elementary school);
- 21 ~~[(208)]~~ (201) (1)4-1-031:041 (Pope elementary school);



- 1 ~~[(209)]~~ (202) (1)4-1-031:040 (Pope elementary school);
- 2 ~~[(210)]~~ (203) (2)3-5-001:103 (Puu Kukui elementary school);
- 3 ~~[(211)]~~ (204) (2)3-8-006:008 (Puunene school);
- 4 ~~[(212)]~~ (205) (1)9-9-071:053 (Radford high school);
- 5 ~~[(213)]~~ (206) (1)1-1-012:028 (Red Hill elementary school);
- 6 ~~[(214)]~~ (207) (1)2-4-032:001 (Roosevelt high school);
- 7 ~~[(215)]~~ (208) (1)2-1-020:001 (Royal elementary school);
- 8 ~~[(216)]~~ (209) (1)1-1-063:013 (Salt Lake elementary school);
- 9 (210) (1)3-2-006:028 (school food services);
- 10 ~~[(217)]~~ (211) (1)1-1-008:008 (Shafter elementary school);
- 11 ~~[(218)]~~ (212) (1)2-4-033:013 (Stevenson middle school);
- 12 ~~[(219)]~~ (213) (1)5-9-005:018 (Sunset Beach elementary school);
- 13 ~~[(220)]~~ (214) (3)1-9-004:019 (Volcano school of arts and
- 14 sciences);
- 15 ~~[(221)]~~ (215) (1)7-6-001:003 (Wahiawa middle school);
- 16 ~~[(222)]~~ (216) (1)7-6-001:004 (Wahiawa middle school);
- 17 ~~[(223)]~~ (217) (1)4-8-009:010 (Waiahole elementary school);
- 18 ~~[(224)]~~ (218) (3)2-4-001:015 (portion) (Waiakea elementary
- 19 school);
- 20 ~~[(225)]~~ (219) (3)2-4-001:015 (portion) (Waiakea high school);



- 1 ~~[(226)]~~ (220) (3) 2-4-001:015 (portion) (Waiakea intermediate
2 school);
- 3 ~~[(227)]~~ (221) (3) 2-2-042:017 (Waiakeawaena elementary school);
- 4 ~~[(228)]~~ (222) (3) 2-2-042:007 (Waiakeawaena elementary school);
- 5 ~~[(229)]~~ (223) (1) 6-7-002:009 (Waialua high and intermediate
6 school);
- 7 ~~[(230)]~~ (224) (1) 6-7-002:030 (Waialua high and intermediate
8 school);
- 9 ~~[(231)]~~ (225) (1) 6-7-002:029 (Waialua high and intermediate
10 school);
- 11 ~~[(232)]~~ (226) (1) 8-5-009:018 (Waianae elementary school);
- 12 ~~[(233)]~~ (227) (1) 8-5-002:018 (Waianae high school);
- 13 ~~[(234)]~~ (228) (1) 8-5-028:042 (Waianae intermediate school);
- 14 ~~[(235)]~~ (229) (1) 9-8-050:071 (Waiau elementary school);
- 15 ~~[(236)]~~ (230) (2) 3-2-007:021 (Waihee elementary school);
- 16 ~~[(237)]~~ (231) (1) 9-4-007:069 (Waikele elementary school);
- 17 ~~[(238)]~~ (232) (1) 9-4-007:068 (Waikele elementary school);
- 18 ~~[(239)]~~ (233) (3) 6-8-002:038 (Waikoloa school);
- 19 ~~[(240)]~~ (234) (2) 3-4-007:001 (Wailuku elementary school);
- 20 ~~[(241)]~~ (235) (2) 3-4-007:020 (Wailuku elementary school);
- 21 ~~[(242)]~~ ~~(reserved);~~



- 1 ~~(243)~~] (236) (1)4-1-009:012 (portion) (Waimanalo elementary
- 2 and intermediate school);
- 3 ~~[(244)]~~ (237) (4)1-2-006:033 (Waimea Canyon school);
- 4 ~~[(245)]~~ (238) (3)6-7-002:015 (portion) (Waimea elementary
- 5 school);
- 6 ~~[(246)]~~ (239) (4)1-6-010:004 (Waimea high school);
- 7 ~~[(247)]~~ (240) (3)6-7-002:015 (portion) (Waimea middle school -
- 8 public charter school);
- 9 ~~[(248)]~~ (241) (1)9-4-010:040 (Waipahu elementary school);
- 10 ~~[(249)]~~ (242) (1)9-4-008-025 (Waipahu high school);
- 11 ~~[(250)]~~ (243) (1)9-4-001:030 (Waipahu intermediate school);
- 12 ~~[(251)]~~ (244) (1)9-9-005:001 (portion) (Webling elementary
- 13 school);
- 14 ~~[(252)]~~ (245) (1)7-7-001:002 (Wheeler elementary school);
- 15 ~~[(253)]~~ (246) (1)7-7-001:002 (Wheeler middle school);
- 16 ~~[(254)]~~ (247) (4)3-6-002:021 (Wilcox elementary school); and
- 17 ~~[(255)]~~ (248) (4)3-6-002:022 (Wilcox elementary school)."

PART II

19 SECTION 3. The department of education shall transfer fee
20 simple title ownership of the parcel of land identified as the
21 following tax map key: (4)3-6-002:010 (Wilcox elementary school)



1 to the county of Kauai; provided that the county of Kauai shall
 2 accept the property in its existing condition. All claims and
 3 liabilities against the department of education, if any, that
 4 the county of Kauai has, may have had, or may have in the
 5 future, regarding any injury, loss, cost, damage, or liability,
 6 including reasonable attorneys' fees, concerning the physical,
 7 environmental, soil, economic, and legal conditions of the
 8 properties, shall be released, waived, and extinguished;
 9 provided further that as this is a conveyance in which the
 10 county and the State and its agencies are the only parties, the
 11 tax imposed by section 247-1, Hawaii Revised Statutes, shall not
 12 apply.

PART III

14 SECTION 4. (a) Notwithstanding any other law to the
 15 contrary, the fee simple interest to the parcels of land set
 16 forth in this section, together with the existing improvements
 17 thereon, but not including submerged land, accreted land, or any
 18 land makai of the legal shoreline (collectively, the
 19 properties), shall be conveyed by the department of education to
 20 the Hawaii state public library system as grantee, as is, where
 21 is. The Hawaii state public library system shall accept the



1 properties in their existing condition. All claims and
2 liabilities against the grantors, if any, that the Hawaii state
3 public library system has, may have had, or may have in the
4 future, regarding any injury, loss, cost, damage, or liability,
5 including reasonable attorneys' fees, concerning the physical,
6 environmental, soil, economic, and legal conditions of the
7 properties, shall be released, waived, and extinguished.

8 (b) The department of education shall prepare, execute,
9 and record, in the office of the assistant registrar of the land
10 court of the State of Hawaii or the bureau of conveyances, as
11 appropriate, a quitclaim deed to convey each of the properties
12 together with all existing improvements. Work to initiate the
13 conveyance of the properties shall commence no later than
14 December 31, 2026. As an alternative to conveyance instruments
15 for each parcel of state or county owned land, the transfer of
16 such lands shall be completed by operation of law. Where
17 applicable and in the discretion of the Hawaii state public
18 library system, the Hawaii state public library may elect to
19 obtain all or a portion of each parcel identified by this
20 section. If the Hawaii state public library system elects to
21 obtain a portion or portions of any parcel identified by this



1 section, then the parties to the conveyance shall take all
2 actions necessary to legally effect the same.

3 (c) As these are conveyances in which the county and the
4 State and its agencies are the only parties, the tax imposed by
5 section 247-1, Hawaii Revised Statutes, shall not apply.

6 (d) Effective on the date of transfer, every reference to
7 the titleholder of the properties shall be construed as a
8 reference to the Hawaii state public library system.

9 (e) Parcels to be conveyed by the department of education,
10 identified by tax map key number, are as follows:

- 11 (1) 9-1-001:002 (Ewa Beach public and school library);
- 12 (2) 5-6-006:003 (Kahuku public and school library);
- 13 (3) 4-1-009:012 (Waimanalo public and school library);
- 14 (4) 1-6-002:001 (Keaau public and school library);
- 15 (5) 3-5-005:001 (Laupahoehoe public and school library);
- 16 (6) 1-8-001:007 (Mountain View public and school library);
- 17 (7) 9-6-005:008 (Pahala public and school library);
- 18 (8) 1-5-003:038 (Pahoa public and school library);
- 19 (9) 6-7-002:024 (Thelma Parker memorial public and school
20 library);
- 21 (10) 4-9-014:003 (Lanai public and school library);



- 1 (11) 1-3-006:008 (Hana public and school library); and
- 2 (12) 2-8-010:011 (Koloa public and school library).

3 PART IV

4 SECTION 5. The purpose of this part is to revise the
5 process by which properties were, or may in the future be,
6 conveyed to the department of education pursuant to Act 307,
7 Session Laws of Hawaii 2022.

8 SECTION 6. Section 302A-1148, Hawaii Revised Statutes, is
9 amended by amending subsection (a) to read as follows:

10 "(a) All public school buildings, facilities, and grounds
11 shall be available for general recreational purposes, and for
12 public and community use, whenever these activities do not
13 interfere with the normal and usual activities of the school and
14 its pupils. Any other law to the contrary notwithstanding, the
15 department shall adopt rules under chapter 91 as are deemed
16 necessary to carry out the purposes of this section and may
17 issue licenses, revocable permits, concessions, or rights of
18 entry to school buildings and grounds for [~~such~~] periods of use
19 as deemed appropriate by the department. [~~All such~~
20 ~~dispositions, including those in excess of fourteen days, need~~
21 ~~not be approved by the board of land and natural resources;~~



1 ~~provided that approval by the board of land and natural~~
2 ~~resources shall be required when the dispositions are for~~
3 ~~periods in excess of a year.]~~ The department may assess and
4 collect fees and charges from the users of school buildings,
5 facilities, grounds, and equipment, which include fees and
6 charges assessed and collected by the department for parking on
7 roadways and in parking areas under the jurisdiction of the
8 department, pursuant to section 302A-1151.6. The fees and
9 charges shall be deposited into a separate fund and expended by
10 the department under rules as may be adopted by the board;
11 provided that any parking fees assessed and collected by a
12 school shall be deposited to the credit of that school's
13 nonappropriated local school fund account."

14 SECTION 7. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 8. This Act shall take effect on July 1, 3000.



Report Title:

DOE; BLNR; Department of Land and Natural Resources; HSPLS;
County of Kauai; Public Schools; Land Transfer

Description:

Revises tax map key numbers and the conveyance process by which identified properties are conveyed to the Department of Education pursuant to Act 307, SLH 2022. Directs the conveyance to the County of Kauai and Hawaii State Public Library System of certain lands held by the Department of Education. Clarifies that land dispositions of school buildings, facilities, and grounds made by the DOE shall not require approval from the Board of Land and Natural Resources when these dispositions are for periods exceeding one year. 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.

