

ACT 33

S.B. NO. 1196

A Bill for an Act Relating to Public Lands.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The legislature finds that there are any number of areas in the State where the State owns or controls a large portion of the land within a city or town. In many cases, these lands are vacant, neglected, or minimally used, or are the site of buildings which are in a state of disrepair or are badly in need of repair.

In these situations, the ability of the community to attract the private capital which is necessary to spur redevelopment can be frustrated by the rigid statutory conditions regarding the disposal of public lands. The purpose of this Act is to lessen the rigidity of the requirements thus giving the board of land and natural resources greater flexibility to help communities help themselves.

SECTION 2. Chapter 171, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§171- Public lands for urban historic preservation and restoration. (a) Any law to the contrary notwithstanding, the board may lease public lands in the State for use in urban historic preservation and restoration projects:

- (1) Through negotiations; and
- (2) For a price which shall be determined by the board.

(b) The department shall adopt rules pursuant to chapter 91 to determine what constitutes urban historic preservation and restoration projects for the purposes of this section; provided that no definition or criteria established shall conflict with any federal, state, or county law.

(c) All subleases of land disposed of pursuant to this section shall be subject to the approval of the board.”

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SECTION 3. New statutory material is underscored.¹

SECTION 4. This Act shall take effect upon its approval.

(Approved April 23, 1985.)

Note

1. Edited pursuant to HRS §23G-16.5.