

STAND. COM. REP. NO.

916

Honolulu, Hawaii

MAR 24 2011

RE: H.B. No. 377
H.D. 2
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committees on Hawaiian Affairs and Water, Land, and Housing, to which was referred H.B. No. 377, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC LANDS,"

beg leave to report as follows:

The purpose and intent of this measure is to provide state lease preferences for the reconstruction, restoration, repair, or use of Hawaiian fishponds.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Office of Hawaiian Affairs, Kuli'ou'ou/Kalani Iki Neighborhood Board #2, Maunaloa Fishpond Heritage Center, Aha Kiole Advisory Committee, Hawaii Nearshore Fishermen, Sierra Club Hawai'i Chapter, and four individuals.

Your Committees find that fishponds are important natural and cultural resources, serving as a source of sustenance and offering a wide range of educational opportunities. In addition, fishpond restoration has become a major part of the Hawaiian cultural revival movement, with a number of groups throughout Hawai'i taking on the kuleana of bringing once-forgotten fishponds back to life. Currently, the permitting and approval processes for fishpond restoration are cumbersome and hinder the efforts to revive these cultural treasures. Your Committees are in agreement that providing lease preferences to fishpond restoration would help streamline the process.

2011-1784 SSCR SMA.doc



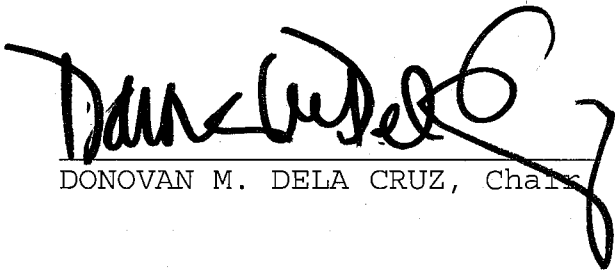
In addition, your Committee on Water, Land, and Housing previously heard and amended two public land-related measures, S.B. No. 1521, and S.B. No. 2. Your Committees have amended this measure by incorporating provisions from S.B. No. 1521, S.D. 2, and S.B. No. 2, S.D. 2. As amended, this measure:

- (1) In part I, retains the provisions relating to lease preferences for Hawaiian fishponds;
- (2) In part II, authorizes exemptions from state and county permits, including all permits required under chapter 205A, Hawaii Revised Statutes, for the Hawaii Marine Laboratory Refuge for repair and maintenance of its facilities located on the island of Moku-o-loe (Coconut Island), Island of Oahu;
- (3) In part III:
 - (A) Requires the Department of Land and Natural Resources to initiate and coordinate all efforts to establish a public lands information system, beginning July 1, 2011;
 - (B) Requires all state agencies to report to the Department each parcel of land to which the agency holds title and the disposition of each parcel to which the agency holds title or is acquiring title by August 1, 2011, and any inaccuracies in reports to the Department by January 1, 2012;
 - (C) Requires the Department to submit a progress report to the Legislature prior to the Regular Sessions of 2012 and 2013; and
 - (D) Appropriates funds to create and maintain a comprehensive statewide public land trust inventory database and to provide funding for one staff position; provided that the funds shall be matched dollar-for-dollar by the Office of Hawaiian Affairs; and
- (4) Makes technical, nonsubstantive amendments for the purposes of clarity and consistency.



As affirmed by the records of votes of the members of your Committees on Hawaiian Affairs and Water, Land, and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 377, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 377, H.D. 2, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Hawaiian Affairs
and Water, Land, and Housing,



DONOVAN M. DELA CRUZ, Chair

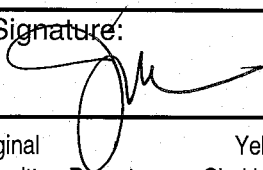


BRICKWOOD GALUTERIA, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Water, Land, and Housing
WLH

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 377 HD2	HWN/WLH, JDL	03/21/11		
<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	Excused
DELA CRUZ, Donovan M. (C)	X			
SOLOMON, Malama (VC)				X
FUKUNAGA, Carol				X
RYAN, Pohai	X			
SHIMABUKURO, Maile	X			
TOKUDA, Jill N.	X			
SLOM, Sam	X			
TOTAL	5	0	0	2
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

