

STAND. COM. REP. NO.

1547

Honolulu, Hawaii

APR 12 2013

RE: S.R. No. 48  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committees on Water and Land and Public Safety,  
Intergovernmental and Military Affairs, to which was referred S.R.  
No. 48 entitled:

"SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A  
FOLLOW-UP AUDIT OF THE MANAGEMENT OF STATE BOATING FACILITIES  
BY THE DIVISION OF BOATING AND OCEAN RECREATION OF THE  
DEPARTMENT OF LAND AND NATURAL RESOURCES,"

beg leave to report as follows:

The purpose and intent of this measure is to request the  
Auditor to conduct a follow-up audit of a previous audit on the  
management of state boating facilities by the Department of Land  
and Natural Resources (DLNR) and a portion of a previous financial  
audit of DLNR relating to the Division of Boating and Ocean  
Recreation, particularly as it relates to the Ala Wai small boat  
harbor.

Your Committees did not receive any testimony on this measure  
as introduced.

Prior to the hearing on this measure, your Committees made  
available for public review a proposed S.D. 1, which deletes the  
contents of this measure, as introduced, and replaces them with  
language to request the Department of Land and Natural Resources  
to negotiate in good faith with the County of Hawaii to lease to  
the County of Hawaii:



- (1) Mauna Kea State Recreational Area, identified as tax map key SRA 4-4-16:03 por., located in the County of Hawaii, including land located within Mauna Kea State Recreational Area that is used for roads, streets, or highways; and
- (2) Hapuna Beach Park, identified as tax map key SRA 6-6-02:35 and 6-06-02:41 por., located in the County of Hawaii, including land located within Hapuna Beach Park that is used for roads, streets, or highways.

Your Committees received testimony in support of the proposed S.D. 1 from the Department of Land and Natural Resources, Mayor of the County of Hawai'i, and Hawai'i County Council.


Your Committees find that the County of Hawaii is an appropriate steward of the Mauna Kea State Recreational Area and Hapuna Beach Park. Leasing, rather than transferring in fee simple, the Mauna Kea State Recreational Area and Hapuna Beach Park to the County of Hawaii ensures that the public lands are held, managed, and operated for the public's best interest, while yielding income to the County of Hawaii and the State of Hawaii.

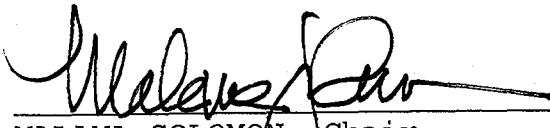
Your Committees have amended this measure by adopting the proposed S.D. 1 and further amending the measure by deleting the reference to the blank percentage of gross revenues to be deposited into the State parks special fund and replacing it with a reference to an agreed-upon percentage.

As affirmed by the records of votes of the members of your Committees on Water and Land and Public Safety, Intergovernmental and Military Affairs that are attached to this report, your Committees concur with the intent and purpose of S.R. No. 48, as amended herein, and recommend its adoption in the form attached hereto as S.R. No. 48, S.D. 1.



Respectfully submitted on  
behalf of the members of the  
Committees on Water and Land  
and Public Safety,  
Intergovernmental and Military  
Affairs,

  
\_\_\_\_\_  
WILL ESPERO, Chair

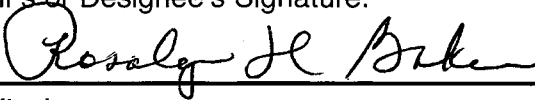
  
\_\_\_\_\_  
MALAMA SOLOMON, Chair





The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Public Safety, Intergovernmental and Military Affairs**  
**PSM**

Bill / Resolution No.:* <b>SR 48</b>	Committee Referral: <b>WTL/PSM</b>	Date: <b>4-11-13</b>		
<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
ESPERO, Will (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
GALUTERIA, Brickwood	✓			
GREEN, Josh				✓
SLOM, Sam	✓			
<b>TOTAL</b>	<b>4</b>	<b>—</b>	<b>—</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:             Original             Yellow             Pink             Goldenrod File with Committee Report             Clerk's Office             Drafting Agency             Committee File Copy				

\*Only one measure per Record of Votes