

STAND. COM. REP. NO.

507

Honolulu, Hawaii

February 17, 2017

RE: H.B. No. 860

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Ocean, Marine Resources, & Hawaiian Affairs, to which was referred H.B. No. 860 entitled:

"A BILL FOR AN ACT RELATING TO ACTIONS FOR QUIET TITLE,"

begs leave to report as follows:

The purpose of this measure is to protect kuleana lands in actions for quiet title by requiring that:

- (1) Actions for quiet title of kuleana lands be subject to mandatory mediation;
- (2) Court cases within the same court circuit by the same plaintiff seeking quiet title for separate kuleana lands shall be consolidated;
- (3) Defendants' access to cultural and traditional practices shall not be alienated or extinguished; and
- (4) Plaintiffs in these types of cases shall not recover costs, expenses, or attorney's fees from the defendant.

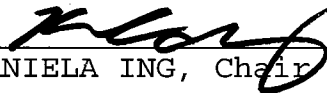
The Office of Hawaiian Affairs, Ka Lahui Hawaii Political Action Committee, Ho'omana Pono, LLC., and several individuals testified in support of this measure. One individual testified in opposition to this measure. One concerned individual commented on this measure.

HB860 HSCR OMH HMS 2017-2279



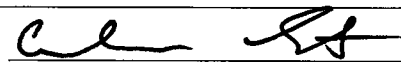
As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 860 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Ocean, Marine
Resources, & Hawaiian Affairs,


KANIELA ING, Chair



Record of Votes of the Committee on Ocean, Marine Resources, & Hawaiian Affairs

Bill/Resolution No.: HB 860	Committee Referral: XXXXXXXXXX OMH, JUD	Date: 2/14/17		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
OMH Members	Ayes	Ayes (WR)	Nays	Excused
1. ING, Kaniela (C)	✓			
2. GATES, Cedric Asuega (VC)	✓			
3. CREAGAN, Richard P.	✓			
4. DeCOITE, Lynn	✓			
5. LoPRESTI, Matthew S.	✓			
6. TAKAYAMA, Gregg	✓			
7. THIELEN, Cynthia	✓			
TOTAL (7)	7			
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				