
A BILL FOR AN ACT

RELATING TO LAND ACQUISITION.

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

1 SECTION 1. The legislature finds that the state
2 constitution mandates the State to conserve and protect
3 agricultural lands, promote diversified agriculture, increase
4 agricultural self-sufficiency, and assure the availability of
5 agriculturally suitable lands. The legislature notes that the
6 state office of planning, in conjunction with the department of
7 agriculture, recently prepared a report that advised the State
8 to improve agricultural infrastructure, including parks,
9 irrigation systems, and distribution systems and facilities, as
10 part of a strategy to increase food security and food self-
11 sufficiency.

12 The legislature further finds that the property on the
13 island of Hawaii identified as Tax Map Key: (3) 6-8-001:030
14 Kamuela, Hawaii, has recently been placed for sale. This
15 property is about ten acres, zoned for agricultural use,
16 contains seven buildings each equipped with irrigation and
17 misting systems, and is currently used to grow plants. The



1 legislature notes that the property's size, type, and
2 preexisting infrastructure make the property suitable for
3 acquisition by the State so that the State can fulfill its
4 constitutional obligations regarding agricultural lands.

5 The purpose of this Act is to:

6 (1) Direct the board of land and natural resources to
7 enter into negotiations to acquire the property
8 identified as Tax Map Key: (3) 6-8-001:030 Kamuela,
9 Hawaii;

10 (2) Authorize the director of finance to issue general
11 obligation bonds for the purchase of the property; and

12 (3) Appropriate funds for the board of land and natural
13 resources to engage in negotiations and conduct due
14 diligence of the property.

15 SECTION 2. The board of land and natural resources shall
16 enter into negotiations to acquire the property identified as
17 Tax Map Key: (3) 6-8-001:030 Kamuela, Hawaii; provided that the
18 purchase price shall not exceed the appraised value of the
19 property as appraised by the department of land and natural
20 resources.



1 SECTION 3. The director of finance is authorized to issue
2 general obligation bonds in the sum of \$2,600,000 or so much
3 thereof as may be necessary and the same sum or so much thereof
4 as may be necessary is appropriated for fiscal year 2018-2019
5 for the purchase of the property identified as Tax Map Key: (3)
6 6-8-001:030 Kamuela, Hawaii, from Hanano Nursery, Inc.

7 The sum appropriated shall be expended by the department of
8 land and natural resources for the purposes of this Act.

9 SECTION 4. There is appropriated out of the general
10 revenues of the State of Hawaii the sum of \$200,000 or so much
11 thereof as may be necessary for fiscal year 2018-2019 for the
12 board of land and natural resources to:

- 13 (1) Engage in negotiations to purchase the property
14 identified as Tax Map Key: (3) 6-8-001:030 Kamuela,
15 Hawaii, from Hanano Nursery, Inc.; and
16 (2) Conduct due diligence of the property, which may
17 include an environmental assessment of any potential
18 release or presence of hazardous materials on the
19 property and an environmental sampling and analysis
20 plan.



1 The sum appropriated shall be expended by the department of
2 land and natural resources for the purposes of this Act.

3 SECTION 5. The appropriation made in section 3 of this Act
4 for the purchase of property authorized by this Act shall not
5 lapse at the end of the fiscal biennium for which the
6 appropriation is made; provided that all moneys from the
7 appropriation unencumbered as of June 30, 2020, shall lapse as
8 of that date.

9 SECTION 6. This Act shall take effect on July 1, 2018.



Report Title:

Agricultural Land; Acquisition; Board of Land and Natural Resources; Appropriation

Description:

Directs the board of land and natural resources to enter into negotiations to acquire the property identified as Tax Map Key: (3) 6-8-001:030 Kamuela, Hawaii. Authorizes the director of finance to issue general obligation bonds for the purchase of the property. Appropriates funds for the board of land and natural resources to engage in negotiations and conduct due diligence of the property. (SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

