

STAND. COM. REP. NO. 1173-22

Honolulu, Hawaii

MAR 22, 2022

RE: S.B. No. 2398
S.D. 2
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred S.B. No. 2398, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Create the Pulehunui Community Development District to allow for planning, development, and maintenance of public lands in Pulehunui, Maui; and
- (2) Amend the Hawaii Community Development Authority membership to include the Director of Business, Economic Development, and Tourism, Chairperson of the Board of Land and Natural Resources, and director of the department of planning and permitting of each county, or their respective designees, in which a community development district is located.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Department of Hawaiian Home Lands, and Hawaii Community Development Authority. Your Committee received testimony in opposition to this measure

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from the League of Women Voters of Hawaii and one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

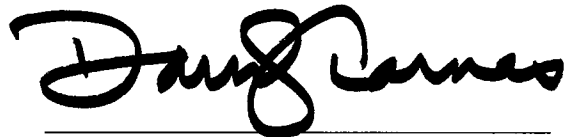
Your Committee finds that the public lands in Pulehunui, Maui, are relatively underdeveloped and have strong potential for increased growth and development that can provide for the community's needs. Your Committee further finds that this measure allows the State to retain greater authority over the Hawaii Community Development Authority, which is a state-level agency.

Your Committee has amended this measure by:

- (1) Removing the provision that any rules that the Hawaii Community Development Authority may adopt on health, safety, building, planning, zoning, and land use for the Pulehunui Community Development District shall preempt all other inconsistent county ordinances and county rules relating to the use, zoning, planning, and development of land and construction within the District; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2398, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2398, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

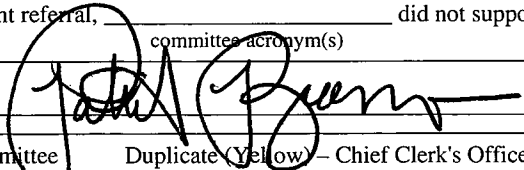
Respectfully submitted on
behalf of the members of the
Committee on Water & Land,



DAVID A. TARNAS, Chair



Record of Votes of the Committee on Water & Land

Bill/Resolution No.: SB2398 SD2	Committee Referral: WAL, FIN	Date: March 17, 2022		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="checked" 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)				
WAL Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. BRANCO, Patrick Pihana (VC)	✓			
3. GANADEN, Sonny	✓			
4. KOBAYASHI, Bertrand	✓			
5. KONG, Sam Satoru	✓			
6. MORIKAWA, Dee	✓			
7. OHNO, Takashi	✓			
8. McDERMOTT, Bob				✓
TOTAL (8)	7			1
The recommendation is: <input checked="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				