

STAND. COM. REP. NO.

2629

Honolulu, Hawaii

FEB 18 2022

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

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committees on Energy, Economic Development, and Tourism and Water and Land, to which was referred S.B. No. 2398 entitled:

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

beg leave to report as follows:

The purpose and intent 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;
- (2) Amend the Hawaii Community Development Authority (HCDA) membership by replacing the Chairperson of the Hawaiian Homes Commission and an at-large member with the Director of the Office of Planning and Sustainable Development and the Director of the Office of Planning and Permitting of each county, or their designees, in which a community development district is located;
- (3) Amend community representatives on each board from three to two at-large members; and
- (4) Establish membership for quorum on matters related to the Pulehunui Community Development District.



Your Committees received testimony in support of this measure from the Department of Hawaiian Home Lands, Department of Land and Natural Resources, Hawaii Community Development Authority, and one member of the Maui County Council. Your Committees received testimony in opposition to this measure from the League of Women Voters and one individual.

Your Committees find 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. Investing in critical infrastructure through the development of these public lands will provide significant opportunities for other state and county projects in the vicinity.

Your Committees note that the Department of Land and Natural Resources intends to develop a light industrial and business park on a two hundred and eighty-acre portion within the Pulehunui Community Development District and that adding the Chairperson of the Board of Land and Natural Resources as a member on the Pulehunui Community Development District Authority Board is reasonable and appropriate.

Accordingly, your Committees have amended this measure by:

- (1) Adding the Chairperson of the Board of Land and Natural Resources or the Chairperson's designee to the voting members considered in determining quorum and majority for matters affecting the Pulehunui Community Development District;
- (2) Replacing all references to the Director of the Office of Planning and Sustainable Development with the Director of the Department of Business, Economic Development, and Tourism to conform with other related measures;
- (3) Deleting language referencing the initial terms of members appointed under Act 61, Session Laws of Hawaii 2014, as extraneous; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.



As affirmed by the records of votes of the members of your Committees on Energy, Economic Development, and Tourism and Water and Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2398, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2398, S.D. 1, and be referred to your Committees on Ways and Means and Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Energy, Economic
Development, and Tourism and
Water and Land,


LORRAINE R. INOUE, Chair


GLENN WAKAI, Chair



The Senate
 Thirty-First Legislature
 State of Hawai'i

Record of Votes
Committee on Energy, Economic Development, and Tourism
EET

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2398	EET/WTL, WAM/JDC	2/16/22		
<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
WAKAI, Glenn (C)	/			
MISALUCHA, Bennette E. (VC)	/			
LEE, Chris	/			
RIVIERE, Gil	/			
FEVELLA, Kurt		/		
TOTAL	4	1	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Bennette E. Misalucha</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

The Senate
 Thirty-First Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* <i>SB 2398</i>	Committee Referral: <i>EET/WTL, WAM/JDC</i>	Date: <i>2/16/22</i>		
<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
INOUE, Lorraine R. (C)	<input checked="" type="checkbox"/>			
KEITH-AGARAN, Gilbert S.C. (VC)				<input checked="" type="checkbox"/>
MISALUCHA, Bennette E.	<input checked="" type="checkbox"/>			
RIVIERE, Gil	<input checked="" type="checkbox"/>			
FEVELLA, Kurt		<input checked="" type="checkbox"/>		
TOTAL	<i>3</i>	<i>1</i>	<i>0</i>	<i>1</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Gil Riviere</i>				
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