

STAND. COM. REP. NO. 96

Honolulu, Hawaii

FEB 08 2023

RE: S.B. No. 833  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committees on Water and Land and Agriculture and Environment, to which was referred S.B. No. 833 entitled:

"A BILL FOR AN ACT RELATING TO THE WAHIAWA IRRIGATION SYSTEM,"

beg leave to report as follows:

The purpose and intent of this measure is to require the Office of the Governor to negotiate the State's fee simple acquisition of the Wahiawa irrigation system on the island of Oahu and authorize and appropriate funds for the Department of Agriculture, Agribusiness Development Corporation, and Department of Land and Natural Resources to purchase, repair, and maintain the Wahiawa irrigation system and the associated spillway.

Your Committees received testimony in support of this measure from the Department of Agriculture; Ulupono Initiative; Hawai'i Farm Bureau; Dole Food Company, Inc.; ILWU Hawaii Local 142; Luluku Farmers' Association; North Shore Neighborhood Board No. 27; Land Use Research Foundation of Hawaii; Environmental Caucus of the Democratic Party of Hawai'i; Save O'ahu Agriculture, a form letter signed by 1,046 individuals; and three individuals. Your Committees received comments on this measure from the Department of Land and Natural Resources.

Your Committees find that the Wahiawa irrigation system is a critical piece of infrastructure that provides water to farmers in



Waialua and Haleiwa on the island of Oahu. Your Committees further find that Dole Food Company, Inc. has listed the irrigation system for sale. Your Committees believe that the acquisition and maintenance of the Wahiawa irrigation system and the associated spillway are in the public interest and will benefit the State by preserving the critical irrigation system for the agriculture industry. Therefore, this measure requires the Office of the Governor to negotiate the State's fee simple acquisition of the Wahiawa irrigation system and appropriates funds for its purchase, repair, and maintenance.

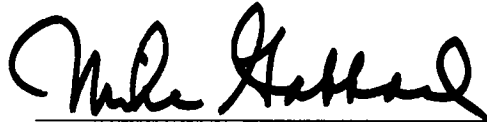
Your Committees have amended this measure by:

- (1) Removing TMKs 7-3-005:005 and 7-3-013:03 from the list of properties to be acquired by the Department of Land and Natural Resources;
- (2) Inserting an appropriation of an unspecified amount for the Department of Land and Natural Resources to manage and maintain its acquired portion of the Wahiawa irrigation system and to hire four full-time equivalent (4.0 FTE) positions;
- (3) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

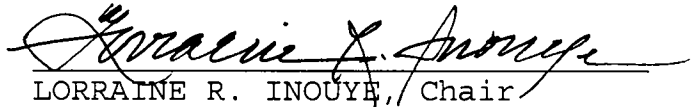
As affirmed by the records of votes of the members of your Committees on Water and Land and Agriculture and Environment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 833, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 833, S.D. 1, and be referred to your Committee on Ways and Means.



Respectfully submitted on  
behalf of the members of the  
Committees on Water and Land  
and Agriculture and  
Environment,



MIKE GABBARD, Chair




LORRAINE R. INOUE, Chair



The Senate  
 Thirty-Second Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:*	Committee Referral:	Date:		
SBR33	WTL/AEN, WAM	02/03/2023		
<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
INOUYE, Lorraine R. (C)	✓			
ELEFANTE, Brandon J.C. (VC)	✓			
CHANG, Stanley	✓			
MCKELVEY, Angus L.K.	✓			
FEVELLA, Kurt	✓			
<b>TOTAL</b>	5	ϕ	ϕ	ϕ
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
<b>Distribution:</b> Original             Yellow             Pink             Goldenrod				
File with Committee Report             Clerk's Office             Drafting Agency             Committee File Copy				

\*Only one measure per Record of Votes

