

STAND. COM. REP. NO.

252

Honolulu, Hawaii

Feb 9, 2007

RE: H.B. No. 1593

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Water, Land, Ocean Resources & Hawaiian
Affairs, to which was referred H.B. No. 1593 entitled:

"A BILL FOR AN ACT RELATING TO EMINENT DOMAIN,"

begs leave to report as follows:

The purpose of this bill is to ensure the payment of fair and
just compensation for condemned property by:

- (1) Requiring the condemning authority to make an offer of
settlement and setting forth a procedure for
condemnation offers; and
- (2) Requiring the condemning authority to reimburse
condemnee's litigation costs, including attorneys' fees,
if the just condemnation and damages awarded by the
trial court to the condemnee is greater than the
condemnor's offer of settlement.

The Hawaii Association of REALTORS and the Hawaii Farm Bureau
Federation testified in support of this bill. The National
Federation of Independent Businesses in Hawaii supported the
intent of this measure. The Attorney General and the Department
of the Corporation Counsel of the City and County of Honolulu
opposed this bill.

HB1593 HD1 HSCR WLH HMS 2007-1856

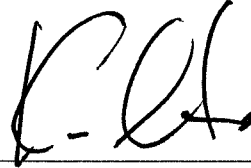


Your Committee has amended this bill by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Water, Land, Ocean Resources & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1593, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1593, H.D. 1, and be referred to the Committee on Judiciary.

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



KEN ITO, Chair



