



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

GOV. MSG. NO. 742

June 20, 2006

The Honorable Robert Bunda, President
and Members of the Senate
Twenty-Third State Legislature
State Capitol, Room 003
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

This is to inform you that on June 20, 2006, the following bill was signed into law:

SB2753 SD1 HD2 CD1

A BILL FOR AN ACT MAKING AN APPROPRIATION
FOR THE OPERATION AND MAINTENANCE OF THE
EAST KAUAI IRRIGATION SYSTEM.
(ACT 212)

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Aiona, Jr.", written over a faint printed name.

JAMES R. AIONA JR.
JAMES R. AIONA, JR.
Acting Governor

THE SENATE
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

S.B. NO. 2753
S.D. 1
H.D. 2
C.D. 1

A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE
EAST KAUAI IRRIGATION SYSTEM.

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

1 SECTION 1. Amfac Sugar Company announced in 2001 that it
2 was ceasing operation of its ditch system, comprised of
3 twenty-two miles of ditch and three reservoirs serving two
4 thousand acres of land in Kapaa, Kauai. In March 2002, the East
5 Kauai Water Users' Cooperative (Cooperative) received a
6 revocable permit to operate this state-owned east Kauai
7 irrigation system. Since then, the system has provided a number
8 of benefits, including providing water to the ferns in Fern
9 Grotto, which, prior to the involvement of the Cooperative, did
10 not receive sufficient water to survive. Also, the continued
11 health of the Wailua reservoir, which is part of the system,
12 will greatly assist the State's plans for a public fishing area,
13 campground, and educational center for children in the area.

14 The Cooperative is now faced with a problem of funding
15 ongoing operations and maintenance of the system. Income from
16 user fees is insufficient to pay for the normal operation and
17 maintenance expense of the system. The legislature finds that



1 reliable irrigation water is critical for the survival of
2 agricultural crops in the Kapaa area.

3 The purpose of this Act is to appropriate funds for the
4 continued operation and maintenance of the east Kauai irrigation
5 system.

6 SECTION 2. There is appropriated out of the general
7 revenues of the State of Hawaii the sum of \$100,000 or so much
8 thereof as may be necessary for fiscal year 2006-2007 for the
9 operation and maintenance of the east Kauai irrigation system by
10 the East Kauai Water Users' Cooperative; provided that the sum
11 appropriated shall not supplant any other moneys appropriated to
12 the East Kauai Water Users' Cooperative for fiscal year 2006-
13 2007.

14 The sum appropriated shall be expended by the agribusiness
15 development corporation for the purposes of this Act.

16 SECTION 3. This Act shall take effect on July 1, 2006.



JAMES R. AIONA JR.

ACTING GOVERNOR

GOVERNOR OF THE STATE OF HAWAII

Approved this day: JUN 20 2006


THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Twenty-third Legislature of the State of Hawaii, Regular Session of 2006.



President of the Senate



Clerk of the Senate


**THE HOUSE OF REPRESENTATIVES
OF THE STATE OF HAWAII**

Date: May 2, 2006
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the House of Representatives of the Twenty-third Legislature of the State of Hawaii, Regular Session of 2006.



Speaker, House of Representatives



Clerk, House of Representatives