

JAN 25 2006

S.B. NO. 2270

A BILL FOR AN ACT

RELATING TO TOURISM.

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

1 SECTION 1. The purpose of this Act is to amend section
2 201B-2, Hawaii Revised Statutes, to reduce the number of ex
3 officio nonvoting members of the board of directors of the
4 Hawaii tourism authority from four to three and to provide that
5 the director of business, economic development, and tourism, or
6 a designated representative, shall be an ex officio voting
7 member.

8 SECTION 2. Section 201B-2, Hawaii Revised Statutes, is
9 amended by amending subsection (b) to read as follows:

10 "(b) The authority shall be headed by a policy-making
11 board of directors which consists of twelve public, voting
12 members, one ex officio voting member, and [~~four~~] three ex
13 officio nonvoting members; provided that:

14 (1) Twelve public, voting members shall be appointed by
15 the governor as provided in section 26-34, except as
16 otherwise provided by law;

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- 1 (2) The twelve public, voting members shall be composed of
2 at least one representative each from the city and
3 county of Honolulu and the counties of Hawaii, Kauai,
4 and Maui; the remaining public members shall be
5 appointed at-large;
- 6 (3) Of the twelve public, voting members, three shall be
7 appointed by the governor from a list of three names
8 submitted for each appointment by the president of the
9 senate, and three shall be appointed by the governor
10 from a list of three names submitted for each
11 appointment by the speaker of the house of
12 representatives; provided that if fewer than three
13 names are submitted for each appointment, the governor
14 may disregard the list;
- 15 (4) At least six of the twelve public, voting members
16 shall have knowledge, experience, and expertise in the
17 area of visitor industry management, marketing,
18 promotion, transportation, retail, entertainment, or
19 visitor attractions, and at least one shall have
20 knowledge, experience, and expertise in the area of
21 Hawaiian cultural practices; provided that no more
22 than three members shall represent, be employed by, or

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- 1 be under contract to any sector of the industry
2 represented on the board;
- 3 (5) The governor shall make appointments to ensure the
4 fulfillment of all requirements; provided that any
5 appointments made after July 1, 2002, shall be made to
6 fulfill the requirements in place when the
7 appointments are made;
- 8 (6) The director of business, economic development, and
9 tourism, or a designated representative, shall be an
10 ex officio [~~nonvoting~~] voting member;
- 11 (7) The director of transportation, or a designated
12 representative, shall be an ex officio nonvoting
13 member;
- 14 (8) The chairperson of the board of land and natural
15 resources, or a designated representative, shall be an
16 ex officio nonvoting member; and
- 17 (9) The executive director of the state foundation on
18 culture and the arts, or a designated representative,
19 shall be an ex officio nonvoting member."

20 SECTION 3. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

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1 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: 

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BY REQUEST

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JUSTIFICATION SHEET

DEPARTMENT: Department of Business, Economic Development and Tourism

TITLE: A BILL FOR AN ACT RELATING TO TOURISM.

PURPOSE: The purpose of this bill is to amend section 201B-2, Hawaii Revised Statutes, to make the Director of Business, Economic Development, and Tourism, or a designated representative, an ex officio voting member of the Hawaii Tourism Authority board, thereby amending the voting powers of the board to consist of twelve public, voting members, one ex officio voting member, and three ex officio nonvoting members.

MEANS: Amend section 201B-2(b), Hawaii Revised Statutes.

JUSTIFICATION: The Department of Business, Economic Development, and Tourism was instrumental in establishing the Hawaii Tourism Authority and was an advocate in support of its formation.

When the Authority was established, no committee reports from the legislature identified any apprehension or objections to the participation of the Department of Business, Economic Development, and Tourism on the board as an ex officio voting member. Additionally, there was no public testimony submitted that questioned the role of the Department on the board of directors.

As a state policy board, with responsibilities broader than tourism marketing, the director of the Department of Business, Economic Development, and Tourism, or a designated representative, should be an ex officio voting member on the board.

Impact on the public:

There is no impact on the public.

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Impact on the department and other agencies:
This legislation would restore the vote to the director of the Department of Business, Economic Development, and Tourism, or a designated representative, on the Hawaii Tourism Authority board of directors.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION: BED 113.

OTHER AFFECTED
AGENCIES: Hawaii Tourism Authority.

EFFECTIVE DATE: Upon approval.