

STAND. COM. REP. NO.

1881

Honolulu, Hawaii

Aj-D 5, 2007

RE: S.B. No. 138  
S.D. 1  
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 Finance, to which was referred S.B. No. 138, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO DIAMOND HEAD STATE MONUMENT,"

begs leave to report as follows:

The purpose of this bill is to ensure that one of Hawaii's most recognized natural monuments, Diamond Head State Monument (Diamond Head), is preserved and cared for by establishing a sub-account under the State Parks Special Fund into which 55 percent of the proceeds collected from the admission fees charged at Diamond Head will be deposited and used to cover the costs of repair, maintenance, and operations at Diamond Head.

The Department of Land and Natural Resources, Office of Hawaiian Affairs (OHA), and Diamond Head Citizens Advisory Committee supported this bill with amendments. A concerned individual submitted comments.

Your Committee recognizes OHA's fiduciary concerns for their beneficiaries, that their pro rata share should be determined before funds are set aside for the sub-account. Therefore, in order to provide 20 percent of the funds collected for OHA's pro rata share and to continue to receive sufficient funds for Diamond Head's repairs, maintenance, and operations your Committee has amended this bill by:

SB138 HD1 HSCR FIN HMS 2007-3633



- (1) Providing that 80 percent of the proceeds collected from the admission fees charged at Diamond Head will be set aside for the Diamond Head State Monument sub-account;
- (2) Changing the effective date to July 1, 2020, to encourage further discussion; and
- (3) Making technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 138, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 138, S.D. 1, H.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Finance,



MARCUS R. OSHIRO, Chair



State of Hawaii  
House of Representatives  
The Twenty-fourth Legislature

HSR 1881

**Record of Votes of the Committee on Finance**

<b>Bill/Resolution No.:</b> <span style="font-size: 1.5em; font-family: cursive;">SB 138 SD1</span>	<b>Date:</b> <span style="font-size: 1.5em; font-family: cursive;">4/2/07</span>			
<b>Committee Referral:</b> <span style="font-size: 1.5em; font-family: cursive;">WLH, FIN</span>	<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.			
<b>The recommendation is to:</b> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Pass, unamended  <input type="checkbox"/> Hold         </div> <div style="width: 45%;"> <input checked="" type="checkbox"/> Pass, with amendments  <input type="checkbox"/> Pass, with amendments, for recommittal for further consideration         </div> </div>				
<b>FIN Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
1. OSHIRO, Marcus R. (C)	✓			
2. LEE, Marilyn B. (VC)	✓			
3. BELATTI, Della Au	✓			
4. BROWER, Tom	✓			
5. CARROLL, Mele	✓			
6. CHONG, Pono	✓			
7. HANOHANO, Faye P.	✓			
8. HAR, Sharon E.	✓			
9. MAGAOAY, Michael Y.	✓			
10. MANAHAN, Joey	✓			
11. MIZUNO, John	✓			
12. NAKASONE, Bob	✓			
13. RHOADS, Karl	✓			
14. SAGUM, Roland D., III	✓			
15. TOKIOKA, James Kunane	✓			
16. AWANA, Karen Leinani	✓			
17. MEYER, Colleen Rose	✓			
18. WARD, Gene, Ph.D.	✓			
<b>TOTAL</b>	18	0	0	0
<b>The recommendation is:</b> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted         <input type="checkbox"/> Not Adopted       </div> <p style="margin-top: 10px;">If joint referral, _____ did not support recommendation.  <small style="margin-left: 100px;">committee acronym(s)</small></p>				
<b>Vice Chair's or designee's signature:</b> <div style="text-align: center; font-family: cursive; font-size: 1.5em; margin-top: 10px;">Marilyn B. Lee</div>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – HMSO    Duplicate (Pink) – Clerk's Office				