
A BILL FOR AN ACT

RELATING TO THE LAND CONSERVATION FUND.

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

1 SECTION 1. Section 173A-5, Hawaii Revised Statutes, is
2 amended by amending subsection (g) to read as follows:

3 "(g) The fund shall be used for:

4 (1) The acquisition of interests or rights in land having
5 value as a resource to the State, whether in fee title
6 or through the establishment of permanent conservation
7 easements under chapter 198; [~~and~~]

8 (2) The payment of any debt service relating to the
9 acquisition of interests or rights in land having
10 value as a resource to the State; and

11 [~~(2)~~](3) Annual administration costs for the fund, not to
12 exceed five per cent of annual fund revenues of the
13 previous year."

14 SECTION 2. Section 198-1, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§198-1 Conservation easement defined.** For the purposes
17 of this chapter, a "conservation easement" is an interest in



1 real property created by deed, restrictions, covenants, or
2 conditions, the purpose of which is to:

3 (1) Preserve and protect land predominantly in its
4 natural, scenic, forested, or open-space condition;

5 (2) Preserve and protect the structural integrity and
6 physical appearance of cultural landscapes, resources,
7 and sites which perpetuate indigenous native Hawaiian
8 culture; [~~or~~]

9 (3) Preserve and protect historic properties as defined in
10 section 6E-2, and traditional and family
11 cemeteries[~~-~~]; and

12 (4) Preserve and protect land predominantly in its
13 agricultural use."

14 SECTION 3. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 4. This Act shall take effect on July 1, 2007.

17

INTRODUCED BY:

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Bayana

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Report Title:

Land Conservation Fund; Debt Service; Agricultural Easements

Description:

Allows the Land Conservation Fund to acquire interests or rights in land having value as a resource to the State through agricultural easements. Specifies that the Land Conservation Fund can be used for the payment of debt service relating to the acquisition of interests or rights in land having value as a resource to the State.

