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# A BILL FOR AN ACT

RELATING TO THE HAWAII TOURISM AUTHORITY.

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

1 SECTION 1. Section 26-34, Hawaii Revised Statutes, is  
2 amended by amending subsection (e) to read as follows:

3 "(e) Except as otherwise provided by this chapter, this  
4 section shall apply to every board and commission established by  
5 part I, or existing or established after November 25, 1959. All  
6 new appointments to any board or commission shall thereafter be  
7 made in accordance with this section~~[-]~~, except as provided in  
8 section 201B-2."

9 SECTION 2. Section 201B-2, Hawaii Revised Statutes, is  
10 amended by amending subsections (b), (c), and (d) to read as  
11 follows:

12 "(b) The authority shall be headed by a policy-making  
13 board of directors [~~which~~] that consists of twelve public,  
14 voting members, and four ex officio nonvoting members; provided  
15 that~~[-]~~, notwithstanding section 26-34:

16 (1) [~~Twelve~~] Two public, voting members shall be appointed  
17 by the governor as provided in section 26-34~~[-]~~~~except~~



1 ~~as otherwise provided by law~~; provided that one shall  
2 have knowledge, experience, and expertise in the area  
3 of Hawaiian cultural practices;

4 (2) [~~The twelve~~] One public, voting [~~members~~] member shall  
5 be [~~composed of at least one representative each from~~]  
6 nominated separately and, by and with the advice and  
7 consent of the Senate, appointed separately by each  
8 mayor of the city and county of Honolulu and the  
9 counties of Hawaii, Kauai, and Maui; [~~the remaining~~  
10 public members shall be appointed at large;] provided  
11 that each of the four members shall have knowledge,  
12 experience, and expertise in the area of visitor  
13 industry management, marketing, promotion,  
14 transportation, retail, entertainment, or visitor  
15 attractions;

16 (3) Of the twelve public, voting members, three shall be  
17 appointed [~~by the governor from a list of three names~~  
18 ~~submitted for each appointment~~] by the president of  
19 the senate[~~7~~]; provided that one member shall have  
20 knowledge, experience, and expertise in the area of  
21 visitor industry management, marketing, promotion,  
22 transportation, retail, entertainment, or visitor



1 attractions; and three shall be appointed [~~by the~~  
2 ~~governor from a list of three names submitted for each~~  
3 ~~appointment]~~ by the speaker of the house of  
4 representatives; [~~provided that if fewer than three~~  
5 ~~names are submitted for each appointment, the governor~~  
6 ~~may disregard the list,]; provided that one member  
7 shall have knowledge, experience, and expertise in the  
8 area of visitor industry management, marketing,  
9 promotion, transportation, retail, entertainment, or  
10 visitor attractions; and provided further that the  
11 appointments by the president of the senate and the  
12 speaker of the house of representatives shall be made  
13 by adoption of a concurrent resolution by a majority  
14 of members of each house;~~

- 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] Not  
22 more than three members shall represent, be employed~~



1 by, or be under contract to any sector of the industry  
2 represented on the board;

3 (5) The [~~governor shall make~~] appointments shall be made  
4 to ensure the fulfillment of all requirements;  
5 provided that any appointments made after July 1,  
6 2002, shall be made to fulfill the requirements in  
7 place when the 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 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 (c) The public members shall be appointed by the governor  
21 for terms of four years[-], except as provided in subsection

22 (b)(2) and (3). Each public member shall hold office until the



1 member's successor is appointed and qualified. Section 26-34  
2 shall be applicable insofar as it relates to the number of terms  
3 and consecutive number of years a member may serve on the board.

4 When the legislature is not in session and a vacancy occurs  
5 for a member under subsection (b)(2), which requires the  
6 confirmation of the senate, the mayor of the respective county  
7 making the nomination may make the appointment, which shall  
8 expire, unless the appointment is confirmed by the senate, at  
9 the end of the next regular session. When the legislature is  
10 not in session and a vacancy occurs for a member appointed under  
11 subsection (b)(3), which requires the adoption of a concurrent  
12 resolution by the senate and house of representatives, the  
13 president of the senate or the speaker of the house of  
14 representatives shall make the appointment to fill their  
15 respective vacancy, which shall expire at the end of the next  
16 regular session unless a concurrent resolution is adopted by  
17 both houses as provided in subsection (b)(3).

18 (d) The board shall elect a chairperson from among the  
19 voting members. [~~The director of business, economic~~  
20 ~~development, and tourism or the designated representative shall~~  
21 ~~not be chairperson of the board.] "~~



1 SECTION 3. The transitional implementation of the  
2 appointments under this Act shall proceed as follows:

3 (1) The appointment to replace the board member  
4 representing \_\_\_\_\_ whose term is to expire  
5 on June 30, \_\_\_\_\_, shall be made by the governor;

6 (2) The appointment to replace the board member  
7 representing \_\_\_\_\_ whose term is to expire  
8 on June 30, \_\_\_\_\_, shall be made by the mayor of Maui  
9 county;

10 (3) The appointment to replace the board member  
11 representing \_\_\_\_\_ whose term is to expire  
12 on June 30, \_\_\_\_\_, shall be made by the house of  
13 representatives;

14 (4) The appointment to replace the board member  
15 representing \_\_\_\_\_ whose term is to expire  
16 on June 30, \_\_\_\_\_, shall be made by the mayor of Kauai  
17 county;

18 (5) The appointment to replace the board member  
19 representing \_\_\_\_\_ whose term is to expire  
20 on June 30, \_\_\_\_\_, shall be made by the senate;









**Report Title:**

Hawaii Tourism Authority

**Description:**

Reduces the appointments made by the governor to the Hawaii tourism authority board of directors. Revises appointment procedures for public, voting members of the board. Provides a process for interim appointments when vacancy occurs. (SB1823 HD1)

