
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 201B-2, Hawaii Revised Statutes, is
2 amended by amending subsections (b), (c), and (d) to read as
3 follows:

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

8 (1) [~~Twelve~~] Two public, voting members shall be appointed
9 by the governor as provided in section 26-34 [~~—except~~
10 ~~as otherwise provided by law~~]; provided that one shall
11 have knowledge, experience, and expertise in the area
12 of Hawaiian cultural practices;

13 (2) [~~The twelve~~] One public, voting [~~members~~] member shall
14 be [~~composed of at least one representative each from~~]
15 nominated separately and, by and with the advice and
16 consent of the Senate, appointed separately by each
17 mayor of the city and county of Honolulu and the



1 counties of Hawaii, Kauai, and Maui; [~~the remaining~~
2 ~~public members shall be appointed at large,~~] provided
3 that each of the four members shall have knowledge,
4 experience, and expertise in the area of visitor
5 industry management, marketing, promotion,
6 transportation, retail, entertainment, or visitor
7 attractions;

- 8 (3) Of the twelve public, voting members, three shall be
9 appointed [~~by the governor from a list of three names~~
10 ~~submitted for each appointment]~~ by the president of
11 the senate, and three shall be appointed [~~by the~~
12 ~~governor from a list of three names submitted for each~~
13 ~~appointment]~~ by the speaker of the house of
14 representatives; [~~provided that if fewer than three~~
15 ~~names are submitted for each appointment, the governor~~
16 ~~may disregard the list,~~] provided that half of the
17 voting members shall have knowledge, experience, and
18 expertise in the area of visitor industry management,
19 marketing, promotion, transportation, retail,
20 entertainment, or visitor attractions; and provided
21 further that appointments by the president and the
22 speaker of the house of representatives shall be made



1 by adoption of a concurrent resolution by a majority
2 of members of each house;

3 (4) ~~[At least six of the twelve public, voting members~~
4 ~~shall have knowledge, experience, and expertise in the~~
5 ~~area of visitor industry management, marketing,~~
6 ~~promotion, transportation, retail, entertainment, or~~
7 ~~visitor attractions, and at least one shall have~~
8 ~~knowledge, experience, and expertise in the area of~~
9 ~~Hawaiian cultural practices; provided that no] Not~~
10 more than three members shall represent, be employed
11 by, or be under contract to any sector of the industry
12 represented on the board;

13 (5) The ~~[governor shall make]~~ appointments shall be made
14 to ensure the fulfillment of all requirements;
15 provided that any appointments made after July 1,
16 2002, shall be made to fulfill the requirements in
17 place when the appointments are made;

18 (6) The director of business, economic development, and
19 tourism, or a designated representative, shall be an
20 ex officio nonvoting member;



1 (7) The director of transportation, or a designated
2 representative, shall be an ex officio nonvoting
3 member;

4 (8) The chairperson of the board of land and natural
5 resources, or a designated representative, shall be an
6 ex officio nonvoting member; and

7 (9) The executive director of the state foundation on
8 culture and the arts, or a designated representative,
9 shall be an ex officio nonvoting member.

10 (c) The public members shall be appointed by the governor
11 for terms of four years[-], except as provided in subsection
12 (b) (2) and (3). Each public member shall hold office until the
13 member's successor is appointed and qualified. Section 26-34
14 shall be applicable insofar as it relates to the number of terms
15 and consecutive number of years a member may serve on the board.

16 When the legislature is not in session and a vacancy occurs
17 for a member under subsection (b) (2), which requires the
18 confirmation of the senate, the mayor of the respective county
19 making the nomination may make the appointment, which shall
20 expire, unless the appointment is confirmed by the senate, at
21 the end of the next regular session. When the legislature is
22 not in session and a vacancy occurs for a member appointed under



1 subsection (b) (3), which requires the adoption of a concurrent
2 resolution by the senate and house of representatives, the
3 president of the senate or the speaker of the house of
4 representatives shall make the appointment to fill the vacancy,
5 which shall expire at the end of the next regular session unless
6 a concurrent resolution is adopted by both houses as provided in
7 subsection (b) (3).

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

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

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

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



- 1 (1) The appointment to replace the board member
2 representing whose term is to expire
3 on June 30, , shall be made by the governor;
- 4 (2) The appointment to replace the board member
5 representing whose term is to expire
6 on June 30, , shall be made by the mayor of Maui
7 county;
- 8 (3) The appointment to replace the board member
9 representing whose term is to expire
10 on June 30, , shall be made by the house of
11 representatives;
- 12 (4) The appointment to replace the board member
13 representing whose term is to expire
14 on June 30, , shall be made by the mayor of Kauai
15 county;
- 16 (5) The appointment to replace the board member
17 representing whose term is to expire
18 on June 30, , shall be made by the senate;
- 19 (6) The appointment to replace the board member
20 representing whose term is to expire
21 on June 30, , shall be made by the governor;



- 1 (7) The appointment to replace the board member
2 representing whose term is to expire
3 on June 30, , shall be made by the house of
4 representatives;
- 5 (8) The appointment to replace the board member
6 representing whose term is to expire
7 on June 30, , shall be made by the senate;
- 8 (9) The appointment to replace the board member
9 representing whose term is to expire
10 on June 30, , shall be made by the senate;
- 11 (10) The appointment to replace the board member
12 representing whose term is to expire
13 on June 30, , shall be made by the mayor of the
14 city and county of Honolulu;
- 15 (11) The appointment to replace the board member
16 representing whose term is to expire
17 on June 30, , shall be made by the mayor of Hawaii
18 county; and
- 19 (12) The appointment to replace the board member
20 representing whose term is to expire
21 on June 30, , shall be made by the house of
22 representatives.



1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect upon its approval.



Report Title:

Hawaii Tourism Authority

Description:

Reduces the appointments made by the governor to the Hawaii tourism authority board of directors. Provides process for interim appointments when vacancy occurs. (SD1)

