

JAN 19 2007

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## A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE  
EAST KAUAI IRRIGATION SYSTEM.

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

1           SECTION 1. Amfac Sugar Company announced in 2001 that it  
2 was ceasing operation of its ditch system, comprised of  
3 twenty-two miles of ditch and three reservoirs serving two  
4 thousand acres of land in Kapaa, Kauai. In March 2002, the East  
5 Kauai Water Users' Cooperative (Cooperative) received a  
6 revocable permit to operate this state-owned east Kauai  
7 irrigation system. Since then, the system has provided a number  
8 of benefits, including providing water to the ferns in Fern  
9 Grotto, which, prior to the involvement of the Cooperative, did  
10 not receive sufficient water to survive. Also, the continued  
11 health of the Wailua reservoir, which is part of the system,  
12 will greatly assist the State's plans for a public fishing area,  
13 campground, and educational center for children in the area.

14           The Cooperative is now faced with a problem of funding  
15 ongoing operations and maintenance of the system. Income from  
16 user fees is insufficient to pay for the normal operation and  
17 maintenance expense of the system. The legislature finds that



1 reliable irrigation water is critical for the survival of  
2 agricultural crops in the Kapaa area.

3 The purpose of this Act is to appropriate funds for the  
4 continued operation and maintenance of the east Kauai irrigation  
5 system.

6 SECTION 2. There is appropriated out of the general  
7 revenues of the State of Hawaii the sum of \$50,000, or so much  
8 thereof as may be necessary for fiscal year 2007-2008, and the  
9 same sum, or so much thereof as may be necessary for fiscal year  
10 2008-2009, for the operation and maintenance of the east Kauai  
11 irrigation system by the East Kauai Water Users' Cooperative;  
12 provided that the sum appropriated shall not supplant any other  
13 moneys appropriated to the East Kauai Water Users' Cooperative  
14 for fiscal years 2007-2008 and 2008-2009.

15 The sum appropriated shall be expended by the agribusiness  
16 development corporation for the purposes of this Act.

17 SECTION 3. This Act shall take effect on July 1, 2007.

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**Report Title:**

East Kauai Irrigation System; Appropriation

**Description:**

Appropriates funds for the continued operation and maintenance of the east Kauai irrigation system.

