

JAN 23 2009

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# A BILL FOR AN ACT

RELATING TO STATE PARKS.

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

1           SECTION 1. Section 184-3, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§184-3 Powers of department.** The department of land and  
4 natural resources, in addition to the other powers herein  
5 granted, for the purpose of performing its duties and functions  
6 may:

- 7           (1) Acquire land in the name of the State or any estate,  
8 right, or interest therein or appurtenance thereto, by  
9 agreement, gift, devise, lease, or condemnation in  
10 accordance with chapter 101, and the department of  
11 accounting and general services shall assist the  
12 department of land and natural resources therein, at  
13 its request, and assign thereto state officers and  
14 employees under its supervision for the making of  
15 surveys, abstracts, and otherwise as may be of  
16 assistance, without reimbursement for [such] services;



- 1           (2) Receive gifts, bequests, or contributions of money or  
2           other property;
- 3           (3) Accept [~~such~~] the condition imposed upon any gift or  
4           devise of land, money, or other property as may be  
5           acceptable to the department and not inconsistent with  
6           the proper discharge of its duties and functions;
- 7           (4) Accept transfers and conveyances of rights and titles  
8           vested in the United States government to land and  
9           buildings within this State, or lease the same under  
10          [~~such~~] conditions as the government of the United  
11          States may impose;
- 12          (5) Make expenditures from funds available for the care,  
13          supervision, improvement, development, and protection  
14          of the state park system;
- 15          (6) Construct and operate suitable public services,  
16          facilities, and conveniences on any land under its  
17          jurisdiction and control, with power to charge and  
18          collect reasonable fees for the use of the same, or in  
19          its discretion, enter into contracts, leases, or  
20          licenses for the construction or operation of any  
21          services, facilities, or conveniences on any land  
22          under its jurisdiction and control upon [~~such~~] the



1 terms and conditions as are deemed by it to be in the  
2 public interest, including in the area covered by the  
3 contract, lease, or license the amount of land deemed  
4 by it to be reasonably necessary to the success of the  
5 undertaking;

6 (7) Acquire, by condemnation or otherwise, rights  
7 appurtenant to abutting property for light, air, and  
8 access, whenever necessary [~~or proper~~] for the  
9 establishment, development, improvement, or extension  
10 of any parkway;

11 (8) Cooperate with counties, and other political  
12 subdivisions and agencies of the State, and with the  
13 states and with the United States government in  
14 matters relating to planning, establishing,  
15 developing, improving, or maintaining any park,  
16 parkway, or recreational area;

17 (9) Accept from a county, park lands which may include  
18 related improvements, personnel, equipment, and  
19 functions; and

20 (10) Transfer to a county, park lands which may include  
21 related improvements, personnel, equipment, and  
22 functions."



# S.B. NO. 635

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

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

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INTRODUCED BY: \_\_\_\_\_

*Ann Hill*



**Report Title:**

DLNR; State Parks

**Description:**

Amends the powers of the department of land and natural resources for state parks.

