
A BILL FOR AN ACT

RELATING TO STATE AGENCIES.

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

1 SECTION 1. Section 174C-7, Hawaii Revised Statutes, is
2 amended by amending subsections (a) and (b) to read as follows:

3 "(a) There is established within the department a
4 commission on water resource management consisting of [~~seven~~]
5 eight members which shall have exclusive jurisdiction and final
6 authority in all matters relating to implementation and
7 administration of the state water code, except as otherwise
8 specifically provided in this chapter.

9 (b) Five members shall be appointed by the governor
10 subject to confirmation by the senate, in a manner prescribed in
11 subsection (d). Each member shall have substantial experience
12 in the area of water resource management; provided that at least
13 one member shall have substantial experience or expertise in
14 traditional Hawaiian water resource management techniques and in
15 traditional Hawaiian riparian usage such as those preserved by
16 section 174C-101[~~-~~] and provided further that one member shall
17 be a trustee of the office of Hawaiian affairs. The chairperson
18 of the board of land and natural resources shall be the



1 chairperson of the commission. The director of health shall
2 serve as an ex officio voting member."

3 SECTION 2. Section 171-4, Hawaii Revised Statutes, is
4 amended by amending subsection (a) to read as follows:

5 "(a) The board of land and natural resources shall be
6 composed of [~~seven~~] eight members[~~7~~] as follows: one trustee of
7 the office of Hawaiian affairs, one from each land district, and
8 three at large, to be nominated and, by and with the advice and
9 consent of the senate, appointed by the governor as provided in
10 section 26-34. The term and removal of a member of the board
11 and the filling of a vacancy on the board shall also be as
12 provided in section 26-34. There shall be not more than three
13 members on the board from the same political party. At least
14 one member of the board shall have a background in conservation
15 and natural resources, as evidenced by:

- 16 (1) A college degree in a relevant field, including
17 forestry, wildlife conservation, geology,
18 environmental science, or marine biology; or
19 (2) Work history sufficient to demonstrate an appropriate
20 level of knowledge in the subject of land and natural
21 resources, including parks and recreation, public
22 lands management, natural area reserves, aquatic



1 resources, boating and recreation, forestry and
2 wildlife, water resources management, or conservation
3 and resources."

4 SECTION 3. Section 205-1, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "**§205-1 Establishment of the commission.** There shall be a
7 state land use commission, hereinafter called the commission.
8 The commission shall consist of [~~nine~~] ten members who, except
9 for the trustee of the office of Hawaiian affairs, shall hold no
10 other public office and shall be appointed in the manner and
11 serve for the term set forth in section 26-34. One member shall
12 be appointed from each of the counties and the remainder shall
13 be appointed at large; provided that one member shall have
14 substantial experience or expertise in traditional Hawaiian land
15 usage and knowledge of cultural land practices[-], and one
16 member shall be a trustee of the office of Hawaiian affairs.

17 The commission shall elect its chairperson from one of its
18 members. The members shall receive no compensation for their
19 services on the commission, but shall be reimbursed for actual
20 expenses incurred in the performance of their duties. Six
21 affirmative votes shall be necessary for any boundary amendment.



1 The commission shall be a part of the department of
 2 business, economic development, and tourism for administration
 3 purposes, as provided for in section 26-35.

4 The commission may engage employees necessary to perform
 5 its duties, including administrative personnel and an executive
 6 officer. The executive officer shall be appointed by the
 7 commission and the executive officer's position shall be exempt
 8 from civil service. Departments of the state government shall
 9 make available to the commission [~~such~~] any data, facilities,
 10 and personnel as are necessary for it to perform its duties.
 11 The commission may receive and utilize gifts and any funds from
 12 the federal or other governmental agencies. It shall adopt
 13 rules guiding its conduct, maintain a record of its activities
 14 and accomplishments, and make recommendations to the governor
 15 and to the legislature through the governor."

16 SECTION 4. Statutory material to be repealed is bracketed
 17 and stricken. New statutory material is underscored.

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

19

INTRODUCED BY:

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Report Title:

Boards and Commissions; Office of Hawaiian Affairs Membership

Description:

Increases the membership of the commission on water resource management, board of land and natural resources, and land use commission, respectively, by one member who is a trustee of the office of Hawaiian affairs.

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