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# A BILL FOR AN ACT

RELATING TO WATER.

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

1           SECTION 1. Section 167-23, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           " ~~[+] §167-23~~ ~~[+]~~ Molokai irrigation system water users  
4 advisory board; establishment; meetings. (a) There is  
5 established a Molokai irrigation system water users advisory  
6 board, to be appointed by the governor under section 26-34. The  
7 advisory board shall consist of ~~[six]~~ seven members, as follows:

- 8           (1) A homestead farmer user on Molokai;  
9           (2) A nonhomestead farmer user on Molokai;  
10           (3) The designee (by name rather than office) of the  
11           Molokai County Farm Bureau;  
12           (4) The designee (by name rather than office) of Hikiola  
13           Cooperative, Inc.;  
14           (5) The designee (by name rather than office) of the  
15           Molokai-Lanai soil and water conservation district;  
16           [and]



- 1           (6)   ~~[The designee (by name rather than office) of the~~  
2           ~~department of Hawaiian home lands.]~~ A homestead farmer  
3           user whose nomination has been recommended by Moku  
4           Puni O Molokai, as determined pursuant to a process  
5           established by that organization, and approved for  
6           submittal to the governor by majority vote of all  
7           homesteaders then serving on the advisory board; and
- 8           (7)   The supervisor of the Molokai district office of the  
9           department of Hawaiian home lands who shall serve as  
10           an ex officio voting member.
- 11           (b)   All members of the advisory board shall be:
- 12           (1)   Molokai irrigation system users;  
13           (2)   Residents of the island of Molokai; and  
14           (3)   Active general excise tax licensees.
- 15           (c)   The members of the advisory board shall serve without  
16           compensation; but shall be entitled to reimbursement for  
17           necessary expenses, including travel expenses, while attending  
18           meetings and while in the discharge of their duties. For  
19           administrative purposes, and pursuant to section 26-35, the  
20           advisory board shall be placed within the department of  
21           agriculture.



1       ~~(b)~~ (d) The advisory board shall meet with the  
2 department of agriculture at least six times each year. The  
3 meetings shall be held on Molokai, whenever possible.

4       The advisory board's duties and responsibilities shall be  
5 to advise:

- 6       (1) Advise the department of agriculture on matters of  
7 concern to the users of the system~~[, to provide]~~;  
8       (2) Provide support for improvements to the irrigation  
9 facilities~~[, to participate]~~;  
10       (3) Participate in the long-range planning of the  
11 system~~[,]~~; and ~~[to act]~~  
12       (4) Act as liaison between the users and the department~~[-]~~  
13 of agriculture.

14       (e) Four members of the advisory board shall constitute a  
15 quorum at any meeting. No member of the advisory board shall be  
16 qualified to act in matters directly involving a company or  
17 organization of which the advisory board member is an officer,  
18 director, member, or full-time employee, or to which the  
19 advisory board member is indebted.

20       (f) As used in this section, "homestead farmer user" means  
21 an individual who qualifies under the requirements set forth in  
22 the department of Hawaiian home lands administrative rules,



1 farms a homestead parcel owned by the department of Hawaiian  
2 home lands, and is served by the Molokai irrigation system."

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

5 SECTION 3. This Act shall take effect on July 1, 2020.



**Report Title:**

Molokai Irrigation System Water Users Advisory Board; Membership Qualifications

**Description:**

Increases the representation of homestead farmers on the Molokai Irrigation System Water Users Advisory Board. Makes the DHHH representative an ex officio member. Sets forth qualifications of Board members and quorum requirements. Makes clarifying amendments. (SB633 HD2)

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