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# A BILL FOR AN ACT

RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION.

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

1 PART I

2 SECTION 1. (a) There is created within the department of  
3 transportation for administrative purposes only, the aloha tower  
4 development task force (task force) hereinafter that shall  
5 examine the feasibility and economic impacts of abolishing the  
6 aloha tower development corporation and transferring its  
7 functions to other state agencies. Specifically, the task force  
8 shall include in its examination the transfer of:

9 (1) The harbor modernization group to the department of  
10 transportation and placing the administrative  
11 oversight and responsibilities of this group within  
12 that agency; and

13 (2) All other responsibilities of the aloha tower  
14 development corporation to the Hawaii community  
15 development authority.

16 (b) The task force shall be comprised of five members as  
17 follows:



- 1 (1) The director of transportation, or designee, who shall  
2 serve as chairperson;
- 3 (2) The director of finance, or designee;
- 4 (3) Two public members, not including any officer or  
5 employee of the State, one to be appointed by the  
6 governor from a list of three nominees submitted to  
7 the governor by the president of the senate, and one  
8 to be approved by the governor from a list of three  
9 nominees submitted to the governor by the speaker of  
10 the house of representatives; provided that the two  
11 public members shall each be directly involved with:
- 12 (A) Any harbor or offshore mooring facility in the  
13 state that is primarily involved with the  
14 movement of commercial cargo and passenger  
15 vessels entering, departing, or traveling within  
16 the state harbor system;
- 17 (B) An activity that requires or is otherwise  
18 directly related to the loading, offloading,  
19 storage, or distribution of goods and services by  
20 means of seaborne transportation; or
- 21 (C) Activities, which:



- 1 (i) Promote the welfare, growth, and economic  
2 interests of Hawaii's commercial harbors and  
3 harbor facilities;
- 4 (ii) Assist and inform harbor users of, and  
5 assist harbor users in, the interpretation  
6 of laws, rules, regulations, and proposed  
7 and pending legislation applicable to Hawaii  
8 harbors and harbor facilities, for  
9 compliance purposes; and
- 10 (iii) Foster and encourage the development and  
11 improvement of Hawaii harbors and harbor  
12 facilities;
- 13 and
- 14 (4) A public member jointly agreed upon by the president  
15 of the senate and speaker of the house of  
16 representatives.

17 The members of the task force shall serve without  
18 compensation, but each member shall be reimbursed for expenses,  
19 including travel expenses, incurred in the performance of their  
20 duties.

- 21 (c) The task force shall submit a report of its findings  
22 and recommendations, including any necessary legislation, to the



1 legislature twenty days prior to the convening of the Regular  
2 Session of 2012; provided that if the task force recommends the  
3 abolishment of the aloha tower development corporation, the  
4 abolishment shall not take place until July 1, 2013, and  
5 provided further that the recommendation shall contain a  
6 timeframe and plans for the transition of the various functions  
7 from the aloha tower development corporation to the department  
8 of transportation and the Hawaii community development  
9 authority, as applicable.

10 PART II

11 SECTION 2. There is appropriated out of the harbor special  
12 fund the sum of \$1,875,479 or so much thereof as may be  
13 necessary for fiscal year 2010-2011 for consultant services to  
14 implement the commercial harbors modernization plan.

15 The sum appropriated shall be expended by the department of  
16 transportation for the purposes of this Act.

17 PART III

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



**Report Title:**

Aloha Tower Development Corporation; Repeal; Appropriation

**Description:**

Establishes a task force to determine the feasibility and economic impacts of abolishing the Aloha Tower development Corporation (ATDC) and transferring various functions of ATDC to the Hawaii community development authority and the department of transportation. Requires a report. Makes appropriation for continued consultant services for the Harbors Modernization Plan. Effective upon approval. (SB2942 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

