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A BILL FOR AN ACT

RELATING TO THE CONSERVATION AND RESOURCES ENFORCEMENT SPECIAL FUND.

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

1 SECTION 1. Chapter 199, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "§199- Conservation and resources enforcement special  
5 fund; established. (a) There is hereby established in the  
6 treasury of the State a special fund known as the conservation  
7 and resources enforcement special fund, which shall be  
8 administered by the department of land and natural resources.

9 (b) The following shall be deposited into the conservation  
10 and resources enforcement special fund:

11 (1) Grants, awards, donations, gifts, transfers, or moneys  
12 derived from public or private sources for the  
13 purposes of enforcing the provisions of title 12,  
14 chapters 6D, 6E, and 6K, or any rule adopted  
15 thereunder;

16 (2) Except as otherwise provided by law for deposits into  
17 other special funds administered by the department of

1 land and natural resources, fees, reimbursements,  
2 administrative charges, and penalties collected for  
3 activities related to the enforcement of natural,  
4 cultural, and historic resources protection laws and  
5 rules;

6 (3) Moneys derived from interest, dividends, or other  
7 income from the above sources; and

8 (4) Appropriations by the legislature to this special  
9 fund.

10 (c) The conservation and resources enforcement special  
11 fund shall be used for the following:

12 (1) Expenditures including but not limited to training,  
13 research, equipment, preparation and dissemination of  
14 information to the public, data collection and  
15 development, information technology, safety, wireless  
16 communication, management, travel, equipment rental,  
17 repairs, planning, information, education, operations,  
18 maintenance functions authorized and deemed necessary  
19 by the department, and funding for consultants or  
20 contractual hires, related to the enforcement of title  
21 12, chapters 6D, 6E, and 6K, or any rule adopted  
22 thereunder, and;

1       (2) Expenditures including but not limited to training,  
2       research, equipment, preparation and dissemination of  
3       information to the public, data collection and  
4       development, information technology, safety, wireless  
5       communication, management, travel, equipment rental,  
6       repairs, planning, information, education, operations,  
7       maintenance functions authorized and deemed necessary  
8       by the department, and funding for consultants or  
9       contractual hires, related to work performed in  
10       cooperation with enforcement authorities of the State,  
11       the counties, and the federal government.

12       (d) The fund shall be held separate and apart from all  
13       other moneys, funds, and accounts in the department of land and  
14       natural resources, except that any moneys received from the  
15       federal government or from private contributions shall be  
16       deposited and accounted for in accordance with conditions  
17       established by the department of land and natural resources and  
18       agencies or persons from whom the moneys are received. Any  
19       balance remaining in the fund at the end of any fiscal year  
20       shall be carried forward in the fund for the next fiscal year."

21       SECTION 2. There is appropriated out of the conservation  
22       and resources enforcement special fund the sum of \$250,000, or

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1 so much thereof as may be necessary, for fiscal year 2011-2012  
2 for the purposes of covering expenses related to enforcing  
3 natural, cultural, and historic resources protection laws and  
4 rules.

5 The sum appropriated shall be expended by the department of  
6 land and natural resources for the purposes of this Act.

7 SECTION 3. New statutory material is underscored.

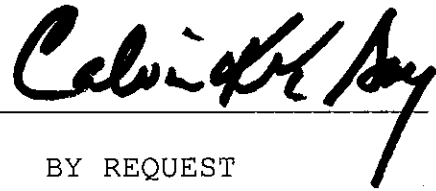
8 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:



BY REQUEST

JAN 24 2011

**Report Title:**

Conservation and Resources Enforcement Special Fund

**Description:**

Establishes the Conservation and Resources Enforcement Special Fund in the Department of Land and Natural Resources for the purpose of setting aside moneys to be used toward the protection of the State's natural resources.

JUSTIFICATION SHEET

DEPARTMENT: Land and Natural Resources

TITLE: A BILL FOR AN ACT RELATING TO THE  
CONSERVATION AND RESOURCES ENFORCEMENT  
SPECIAL FUND.

PURPOSE: To establish the Conservation and Resources  
Enforcement Special Fund in the Department  
for the purpose of setting aside moneys to  
be used toward the protection of the State's  
natural resources.

MEANS: Add a new section to chapter 199, Hawaii  
Revised Statutes.

JUSTIFICATION: At the current time, the Department's  
Division of Conservation and Resources  
Enforcement (DOCARE) has been approached by  
private grant-funding sources that are  
interested in partnering with DOCARE to  
improve natural, cultural, and historic  
resources, public education, and  
information, as well as providing an  
opportunity to enhance enforcement  
operations. However, the Department does  
not have a special fund to receive and  
access moneys that could directly support  
DOCARE program activities.

This bill would establish a Conservation and  
Resources Enforcement Special Fund to  
receive supplemental funding from various  
sources, for the enforcement of state,  
county, or federal laws relating to natural,  
cultural, and historic resources management  
and protection.

Impact on the public: This bill would  
benefit the public through the enhancement  
of our enforcement program and by increasing  
opportunities for better compliance through  
an improved public information and education  
program.

Impact on the department and other agencies:  
This bill will strengthen the Department's efforts to enforce existing resources protection measures.

GENERAL FUND:

None.

OTHER FUNDS:

\$250,000 in special funds for Fiscal Year 2011-2012.

PPBS PROGRAM  
DESIGNATION:

LNR 405

OTHER AFFECTED  
AGENCIES:

None.

EFFECTIVE DATE:

Upon approval.