

JAN 21 2011

A BILL FOR AN ACT

RELATING TO THE KAHO'OLAWA ISLAND RESERVE.

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

1 SECTION 1. The Kaho'olawe island reserve commission is
2 funded predominantly by a dwindling trust fund created in 1994
3 during the federal unexploded ordnance cleanup of Kaho'olawe.
4 This federal appropriation, totaling \$44,000,000 over a period
5 of several years, even though considerable, was not substantial
6 enough to establish a sustainable endowment for the long-term
7 restoration of Kaho'olawe.

8 As stated in the federally-mandated Kaho'olawe island
9 conveyance commission final report to Congress in 1993, "in the
10 short term, federal funds will provide the bulk of the program
11 support for specific soil conservation projects and related
12 activities. In the longer term, however, state revenues will be
13 needed to continue and enhance those activities initiated with
14 federal funds". For the past sixteen years, the initial federal
15 funding has allowed the Kaho'olawe island reserve commission to
16 establish many of its innovative programs that emphasize
17 ancestral and traditional knowledge, utilize a cultural approach



1 of respect and connectivity to the environment, and integrate
2 ancient and modern resource management techniques.

3 The purpose of this Act is to direct the deposit of a
4 percentage of the conveyance tax into the Kaho'olawe
5 rehabilitation trust fund to provide a continuous source of
6 state funding for the rehabilitation and maintenance of the
7 Kaho'olawe island reserve.

8 SECTION 2. Section 247-7, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "§247-7 **Disposition of taxes.** All taxes collected under
11 this chapter shall be paid into the state treasury to the credit
12 of the general fund of the State, to be used and expended for
13 the purposes for which the general fund was created and exists
14 by law; provided that of the taxes collected each fiscal year:

15 (1) Ten per cent shall be paid into the land conservation
16 fund established pursuant to section 173A-5;

17 (2) Twenty-five per cent from July 1, 2009, until June 30,
18 2012, and thirty per cent in each fiscal year
19 thereafter shall be paid into the rental housing trust
20 fund established by section 201H-202; [and]

21 (3) Twenty per cent from July 1, 2009, until June 30,
22 2012, and twenty-five per cent in each fiscal year



1 thereafter shall be paid into the natural area reserve
2 fund established by section 195-9; provided that the
3 funds paid into the natural area reserve fund shall be
4 annually disbursed by the department of land and
5 natural resources in the following priority:

6 (A) To natural area partnership and forest
7 stewardship programs after joint consultation
8 with the forest stewardship committee and the
9 natural area reserves system commission;

10 (B) [~~Projects~~] To projects undertaken in accordance
11 with watershed management plans pursuant to
12 section 171-58 or watershed management plans
13 negotiated with private landowners, and
14 management of the Hawaii natural area reserves
15 system pursuant to section 195-3; and

16 (C) [~~The~~] To the youth conservation corps established
17 under chapter 193 [~~-~~]; and

18 (4) Ten per cent shall be paid into the Kaho'olawe
19 rehabilitation trust fund established by section
20 6K-9.5."

21 SECTION 3. Statutory material to be repealed is bracketed
22 and stricken. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on July 1, 2011.

2

INTRODUCED BY:

J. Kelani Egosh

Matt

Arvid Y. Jorg

Ronald H. Bell

John M.

Clarence Dickerson

Michelle Adams

J

Yiwei Loh

Nike Hubbard

Jim

Dana Wells

Erzanne Chun Adams

Phew Ryan



Report Title:

Kaho'olawe Conveyance Tax

Description:

Apportions ten per cent of the conveyance tax to the Kaho'olawe rehabilitation trust fund.

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

