
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[-]; provided further that one member shall be
17 appointed by the board of trustees of the office of Hawaiian
18 affairs to represent the interests of the office of Hawaiian



1 affairs. The chairperson of the board of land and natural
2 resources shall be the chairperson of the commission. The
3 director of health shall serve as an ex officio voting member."

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

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

- 19 (1) A college degree in a relevant field, including
20 forestry, wildlife conservation, geology,
21 environmental science, or marine biology; or



1 (2) Work history sufficient to demonstrate an appropriate
2 level of knowledge in the subject of land and natural
3 resources, including parks and recreation, public
4 lands management, natural area reserves, aquatic
5 resources, boating and recreation, forestry and
6 wildlife, water resources management, or conservation
7 and resources."

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

10 "§205-1 Establishment of the commission. There shall be a
11 state land use commission, hereinafter called the commission.
12 The commission shall consist of [~~nine~~] ten members who shall
13 hold no other public office and shall be appointed in the manner
14 and serve for the term set forth in section 26-34. One member
15 shall be appointed from each of the counties, one member shall
16 be appointed by the board of trustees of the office of Hawaiian
17 affairs to represent the interest of the office of Hawaiian
18 affairs, and the remainder shall be appointed at large; provided
19 that one member shall have substantial experience or expertise
20 in traditional Hawaiian land usage and knowledge of cultural
21 land practices. The commission shall elect its chairperson from
22 one of its members. The members shall receive no compensation



1 for their services on the commission, but shall be reimbursed
2 for actual expenses incurred in the performance of their duties.
3 Six affirmative votes shall be necessary for any boundary
4 amendment.

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

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

20 SECTION 4. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



H.B. NO. 895

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

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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 represents the interests of the office of Hawaiian affairs.

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