
A BILL FOR AN ACT

RELATING TO STATE AGENCIES.

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

1 SECTION 1. Section 171-4, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) The board of land and natural resources shall be
4 composed of [~~seven~~] nine members [~~, one~~] as follows:

5 (1) One appointed by the board of trustees of the office
6 of Hawaiian affairs to represent the interests of the
7 office of Hawaiian affairs;

8 (2) One from each land district; and [three]

9 (3) Four at large, to be nominated and, by and with the
10 advice and consent of the senate, appointed by the
11 governor as provided in section 26-34.

12 The term and removal of a member of the board and the filling of
13 a vacancy on the board shall also be as provided in section 26-
14 34. There shall be not more than three members on the board
15 from the same political party. At least one member of the board
16 shall have a background in conservation and natural resources,
17 as evidenced by:



- 1 (1) A college degree in a relevant field, including
2 forestry, wildlife conservation, geology,
3 environmental science, or marine biology; or
- 4 (2) Work history sufficient to demonstrate an appropriate
5 level of knowledge in the subject of land and natural
6 resources, including parks and recreation, public
7 lands management, natural area reserves, aquatic
8 resources, boating and recreation, forestry and
9 wildlife, water resources management, or conservation
10 and resources."

11 SECTION 2. Section 174C-7, Hawaii Revised Statutes, is
12 amended by amending subsections (a) and (b) to read as follows:

13 "(a) There is established within the department a
14 commission on water resource management consisting of [~~seven~~]
15 nine members which shall have exclusive jurisdiction and final
16 authority in all matters relating to implementation and
17 administration of the state water code, except as otherwise
18 specifically provided in this chapter.

19 (b) [~~Five~~] Six members shall be appointed by the governor
20 subject to confirmation by the senate, in a manner prescribed in
21 subsection (d). Each member shall have substantial experience
22 in the area of water resource management; provided that at least



1 one member shall have substantial experience or expertise in
2 traditional Hawaiian water resource management techniques and in
3 traditional Hawaiian riparian usage such as those preserved by
4 section 174C-101[-]; provided further that one member shall be
5 appointed by the board of trustees of the office of Hawaiian
6 affairs to represent the interests of the office of Hawaiian
7 affairs. The chairperson of the board of land and natural
8 resources shall be the chairperson of the commission. The
9 director of health shall serve as an ex officio voting member."

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

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



1 land practices. The commission shall elect its chairperson from
2 ~~[one of]~~ among its members. The members shall receive no
3 compensation for their services on the commission, but shall be
4 reimbursed for actual expenses incurred in the performance of
5 their duties. ~~[Six]~~ Eight affirmative votes shall be necessary
6 for any boundary amendment.

7 The commission shall be a part of the department of
8 business, economic development, and tourism for ~~[administration]~~
9 administrative purposes, as provided for in section 26-35.

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



1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.
3 SECTION 5. This Act shall take effect upon its approval.



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, to include a member to represent the interests of the Office of Hawaiian Affairs. (HB895 HD1)

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