

NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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**Testimony of  
WILLIAM J. AILA, JR.  
Chairperson**

**Before the House Committees on  
WATER & LAND  
and  
OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS**

**Wednesday, February 12, 2014  
8:00 A.M.  
State Capitol, Conference Room 325**

**In consideration of  
HOUSE BILL 2552, HOUSE DRAFT 1  
RELATING TO OCEAN RESOURCES**

House Bill 2552, House Draft 1 proposes to direct the Department of Land and Natural Resources (Department) to conduct a study of Pohoiki Bay in order to resolve the conflicts among the users of the Bay requires the Department to establish a Division of Conservation and Resources Enforcement (DOCARE) position for the Pohoiki Bay area to be funded through geothermal royalties. **The Department offers the following comments.**

The Department does not feel that a study would be needed because the Department currently has the authority to manage the area. The Department can commit to scheduling a meeting with the various user groups of the area to hear their concerns regarding Native Hawaiian gathering and subsistence rights, recreational users, commercial boat tours and fishers to determine whether additional regulations are needed or not.

The Department appreciates the Legislature's willingness to support DOCARE by establishing a new position for the Pohoiki Bay area but feels that since DOCARE is charged with a wide geographical coverage limiting an officer to one spot is unfair to other areas and inefficient.

**WILLIAM J. AILA, JR.**  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

ESTHER KIA'AINA  
FIRST DEPUTY

**WILLIAM M. TAM**  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

TESTIMONY BY KALBERT K. YOUNG  
DIRECTOR, DEPARTMENT OF BUDGET AND FINANCE  
STATE OF HAWAII  
TO THE HOUSE COMMITTEES ON WATER AND LAND AND  
OCEAN, MARINE RESOURCES AND HAWAIIAN AFFAIRS  
ON  
HOUSE BILL NO. 2552, H.D. 1

February 12, 2014

RELATING TO OCEAN RESOURCES

House Bill No. 2552, H.D. 1, requires the Department of Land and Natural Resources (DLNR) to conduct a study of Pohoiki Bay in order to resolve the conflicts among the users of the Bay. The bill further allows DLNR to expend “so much of the royalties it receives from geothermal resource mining leases as is necessary” to establish and maintain a conservation enforcement officer position in the Division of Conservation and Resource Enforcement for the Pohoiki Bay area.

While the Department of Budget and Finance does not take any position on the requirement to conduct the study of the Pohoiki Bay area, the department notes that an appropriation of “so much of the royalties it receives from the geothermal resource mining lease as is necessary” is not a valid appropriation.