

---

---

# A BILL FOR AN ACT

RELATING TO MARINE RESOURCES.

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

1       SECTION 1. The legislature finds that the marine life  
2 conservation program embodied in chapter 190, Hawaii Revised  
3 Statutes, has preserved some of the State's most ecologically,  
4 economically, and scientifically valuable environmental assets.  
5 The broad range of documented anthropogenic impacts on coral reef  
6 health, including impacts from groundings, diving activities,  
7 poaching, anchoring and mooring, land and water-based pollutant  
8 discharges, and other direct and indirect uses of the State's  
9 coral reefs, indicate that the department of land and natural  
10 resources may need a more consistent and reliable source of  
11 funding to maintain these unique areas and to conserve and  
12 protect coral reef resources throughout the State.

13       The purpose of this Act is to provide for a special fund  
14 allowing for the collection and use of moneys for the  
15 conservation, supplementation, and enhancement of the State's  
16 coral reefs and other marine resources.

17       SECTION 2. Chapter 190, Hawaii Revised Statutes, is  
18 amended by adding a new section to be appropriately designated  
19 and to read as follows:



1           "§190- Coral reef and marine life conservation special  
 2 fund; established. (a) There is hereby established in the  
 3 state treasury a special fund to be known as the coral reef and  
 4 marine life conservation special fund, which shall be  
 5 administered by the department of land and natural resources.

6           (b) The following shall be deposited into the coral reef  
 7 and marine life conservation special fund:

8           (1) Moneys collected as fines, attorneys fees, awards,  
 9 settlements, and administrative costs for violations  
 10 of this chapter or any rule adopted hereunder;

11           (2) Moneys collected for the purposes of compensatory  
 12 mitigation from federal or state permitted impacts to  
 13 the marine environment; and

14           (3) Grants, awards, donations, gifts, transfers, and  
 15 moneys derived from private or public services for the  
 16 purposes of this chapter.

17           (c) Subject to subsection (d), the coral reef and marine  
 18 life conservation special fund shall be used for expenditures  
 19 to:

20           (1) Fulfill the purposes of this chapter, including marine  
 21 life conservation district monitoring, research,  
 22 regulatory measures, enforcement actions, educational



1 activities, or any other measure intended to conserve,  
2 supplement, and enhance the resources within any  
3 marine life conservation district established under  
4 this chapter or rules adopted pursuant to this  
5 chapter;

6 (2) Provide management, monitoring, and support for public  
7 fishing areas, community-based subsistence fishing  
8 areas, fisheries management areas, and other areas of  
9 localized management;

10 (3) Develop and carry out any compensatory mitigation  
11 measures for impacts to the marine environment,  
12 including impacts to the marine environment from  
13 federal or state permitted actions, or violations of  
14 this chapter or any rule adopted pursuant to this  
15 chapter; and

16 (4) Develop and carry out research projects, educational  
17 programs, management initiatives, and any other  
18 activity intended to conserve, supplement, and enhance  
19 the marine environment throughout the State.

20 (d) The coral reef and marine life conservation special  
21 fund shall be held separate and apart from all other moneys,  
22 funds, and accounts of the department of land and natural



1 resources; provided that any moneys received from the federal  
2 government, through federal programs, or from private  
3 contributions shall be deposited and accounted for in accordance  
4 with conditions established by the agency or entity from which  
5 the moneys are received.

6 Any balance remaining in the fund at the end of any fiscal  
7 year shall be carried forward in the fund for the next fiscal  
8 year."

9 SECTION 3. New statutory material is underscored.

10 SECTION 4. This Act shall take effect on July 1, 2050.



**Report Title:**

Coral Reef and Marine Life Conservation Special Fund

**Description:**

Establishes a special fund for the marine life conservation program within the department of land and natural resources. Effective July 1, 2050. (HB2622 HD1)

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

