
A BILL FOR AN ACT

RELATING TO FUNDS CONTROLLED BY THE DEPARTMENT OF LAND AND
NATURAL RESOURCES.

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

1 SECTION 1. Section 171-19, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) There is created in the department a special fund to
4 be designated as the "special land and development fund".
5 Subject to the Hawaiian Homes Commission Act of 1920, as
6 amended, and section 5(f) of the Admission Act of 1959, all
7 proceeds of sale of public lands, including interest on deferred
8 payments; all moneys collected under section 171-58 for mineral
9 and water rights; all rents from leases, licenses, and permits
10 derived from public lands; all moneys collected from lessees of
11 public lands within industrial parks; all fees, fines, and other
12 administrative charges collected under this chapter and chapter
13 183C; a portion of the highway fuel tax collected under chapter
14 243; all moneys collected by the department for the commercial
15 use of public trails and trail accesses under the jurisdiction
16 of the department; transient accommodations tax revenues



1 collected pursuant to section 237D-6.5(b)(2); and private
2 contributions for the management, maintenance, and development
3 of trails and accesses shall be set apart in the fund and shall
4 be used only as authorized by the legislature for the following
5 purposes:

6 (1) To reimburse the general fund of the State for
7 advances made that are required to be reimbursed from
8 the proceeds derived from sales, leases, licenses, or
9 permits of public lands;

10 (2) For the planning, development, management, operations,
11 or maintenance of all lands and improvements under the
12 control and management of the board, including but not
13 limited to permanent or temporary staff positions who
14 may be appointed without regard to chapter 76;

15 (3) To repurchase any land, including improvements, in the
16 exercise by the board of any right of repurchase
17 specifically reserved in any patent, deed, lease, or
18 other documents or as provided by law;

19 (4) For the payment of all appraisal fees; provided that
20 all fees reimbursed to the board shall be deposited in
21 the fund;



- 1 (5) For the payment of publication notices as required
2 under this chapter; provided that all or a portion of
3 the expenditures may be charged to the purchaser or
4 lessee of public lands or any interest therein under
5 rules adopted by the board;
- 6 (6) For the management, maintenance, and development of
7 trails and trail accesses under the jurisdiction of
8 the department;
- 9 (7) For the payment to private land developers who have
10 contracted with the board for development of public
11 lands under section 171-60;
- 12 (8) For the payment of debt service on revenue bonds
13 issued by the department, and the establishment of
14 debt service and other reserves deemed necessary by
15 the board;
- 16 (9) To reimburse the general fund for debt service on
17 general obligation bonds issued to finance
18 departmental projects, where the bonds are designated
19 to be reimbursed from the special land and development
20 fund;



1 (10) For the protection, planning, management, and
 2 regulation of water resources under chapter 174C;
 3 [and]

4 (11) To transfer not more than \$ _____ per fiscal year to
 5 the wildlife revolving fund, established under section
 6 183D-10.5, for the costs of administering programs and
 7 activities for which wildlife revolving fund moneys
 8 may be expended; provided that the board may transfer
 9 funds pursuant to this paragraph without legislative
 10 approval; and

11 [~~(11)~~] (12) For other purposes of this chapter."

12 SECTION 2. Section 183D-10.5, Hawaii Revised Statutes, is
 13 amended by amending subsection (b) to read as follows:

14 "(b) The following proceeds shall be retained by or
 15 transmitted to the department of land and natural resources for
 16 deposit into the wildlife revolving fund:

17 (1) Moneys collected as fees for hunting licenses,
 18 attendance of hunter education training programs, and
 19 use of public target ranges;



- 1 (2) Moneys collected under the provision of any law
- 2 relating to the importation, taking, catching, or
- 3 killing of game, wildlife, and products thereof;
- 4 (3) Moneys, other than informers' fees authorized under
- 5 section 183D-11, collected as fines or bail
- 6 forfeitures for violation of this chapter or any
- 7 provision of chapter 195D concerning wildlife
- 8 conservation; [~~and~~]
- 9 (4) Moneys collected from the sale of:
- 10 (A) Any article, in addition to a hunting license,
- 11 which a person is required to purchase from the
- 12 department in order to hunt, when the requirement
- 13 is established by law or rule; and
- 14 (B) Any work of art upon which the article under
- 15 subparagraph (A) is based[-]; and
- 16 (5) Moneys transferred from the special land and
- 17 development fund pursuant to section 171-19(a)."

18 SECTION 3. Section 198D-2, Hawaii Revised Statutes, is
 19 amended by amending subsection (d) to read as follows:

20 "(d) The moneys specified in subsection (b)(1), (3), (4),
 21 and (5) shall be deposited in the special land and development



1 fund under section 171-19 for the management, maintenance, and
 2 development of trails and trail accesses under the jurisdiction
 3 of the department [7], except for amounts transferred from the
 4 special land and development fund to the wildlife revolving fund
 5 pursuant to section 171-19(a) (11); provided that the moneys
 6 specified in subsection (b) (5) shall be expended for the
 7 management, maintenance, and development of trails and access
 8 areas frequented by visitors in response to a master plan
 9 developed in coordination with the Hawaii tourism authority."

10 SECTION 4. Statutory material to be repealed is bracketed
 11 and stricken. New statutory material is underscored.

12 SECTION 5. This Act shall take effect on July 1, 2015.

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INTRODUCED BY:

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H.B. NO. 514

Report Title:

DLNR; Program Funding

Description:

Authorizes deposit of funds for the trail and access program into the wildlife revolving fund via the special land and development fund.

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