

**HB 2036,
HD1**

DAVID Y. IGE
GOVERNOR OF
HAWAII



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

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

**Testimony of
SUZANNE D. CASE
Chairperson**

**Before the Senate Committees on
WATER, LAND, AND AGRICULTURE
and
ECONOMIC DEVELOPMENT, ENVIRONMENT, AND TECHNOLOGY**

**Friday, March 18, 2016
1:45 P.M.
State Capitol, Conference Room 414**

**In consideration of
HOUSE BILL 2036, HOUSE DRAFT 1
RELATING TO CONSERVATION DISTRICTS**

House Bill 2036, House Draft 1 proposes to extend the one hundred and eighty day processing period for Conservation District Use Applications under Chapter 183C, Hawaii Revised Statutes (HRS), an additional ninety days beyond the time necessary to complete the requirements of Chapter 343 or Chapter 91, HRS. **The Department of Land and Natural Resources supports this measure.**

Section 183C-6, HRS, requires the Board of Land Natural Resources (Board) to make a final decision on a Conservation District Use Permit within 180 days of the application being received and accepted as complete. If the Board fails to do so, the applicant may “automatically” put the land to the use requested, unless the applicant requests a time extension.

The proposed measure ensures that adequate time will be automatically granted if a contested case hearing or environmental impact statement is required in order to avoid an automatic default approval of a Conservation District Use Application.

Thank you for the opportunity to testify on this measure.

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

JEFFREY T. PEARSON, P.E.
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



**Department of Land and Natural Resources
Aha Moku Advisory Committee
State of Hawaii
Post Office Box 621
Honolulu, Hawaii 96809**

**Testimony of
LESLIE KULOLOIO
Chair**

**Before the Senate Committee on
WATER, LAND AND AGRICULTURE**

**Wednesday, March 16, 2016
3:00 P.M.
Conference Room 224**

**In consideration of
House Bill 2023 HD 1
RELATING TO COMMUNITY-BASED SUBSISTENCE FISHING AREAS**

House Bill 2023 HD 1 requires the Department of Land and Natural Resources to designate and adopt rules for the management of no fewer than five community-based subsistence fishing areas by December 31, 2020. It further establishes designation process and rule requirements. **Aha Moku supports the intent of this measure and offers the following comments.**

The Aha Moku was created by this Legislature to advise the Chairperson of the Board of Land and Natural Resources on issues related to land and natural resource management through the Aha Moku System. But specifically it was mandated to bring the voices of the people forward in respect to the Aha Moku System. This includes working with the mukupuni (8 islands), moku (46 large districts on each island), and the ahupua'a (607 specific smaller geographic districts within the moku). This has resulted so far in a collaborative relationship between Aha Moku and the existing DLNR community-based subsistence fishing area (CBSFA) operations.

Aha Moku supports the efforts and achievements of the existing CBSFA office that is currently part of the Division of Aquatics within the DLNR. We believe this measure would benefit the ahupua'a marine and coastal communities in their quest to sustain their coastal resources but would need the necessary funding to do so. There is no appropriation or position request attached to this measure.

Currently the DLNR has a CBSFA component that is addressing the need for community-based subsistence fishing within different ahupua'a. However, there is only one staff position working on this which is not sufficient to fulfill the mandates of this measure.

Thank you for the opportunity to testify on HB 2023 HD 1.



**Testimony to the House Committee on Economic Development, Environment,
& Technology and Committee on Water, Land, & Agriculture
Friday, March 18, 2016 at 1:45 P.M.
Conference Room 414, State Capitol**

RE: HOUSE BILL 2036 HD 1 RELATING TO CONSERVATION DISTRICTS

Chairs Wakai and Gabbard, Vice Chairs Slom and Nishihara, and Members of the Committees:

The Chamber of Commerce Hawaii ("The Chamber") **supports** HB 2036 HD 1, which requires a ninety day extension of the conservation district permit decision deadline beyond the time necessary to complete an environmental impact statement or contested case hearing.

The Chamber is Hawaii's leading statewide business advocacy organization, representing about 1,000 businesses. Approximately 80% of our members are small businesses with less than 20 employees. As the "Voice of Business" in Hawaii, the organization works on behalf of members and the entire business community to improve the state's economic climate and to foster positive action on issues of common concern.

The Chamber supports this bill as it provides the applicant time to complete requirements of HRS Chapter 341 and 91 and continue its use. We believe that this is helpful both for the applicant and the department in the management of conservations areas.

Thank you for the opportunity to testify.



**KONA-KOHALA
CHAMBER
OF COMMERCE**

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March 17, 2016

**Testimony to Joint Committee Meeting on Economic Development,
Environment, and Technology & Water, Land, and Agriculture
Friday, March 18, 2016 at 1:45 P.M.
Conference Room 414, State Capitol**

RE: HOUSE BILL 2036, HD1 RELATING TO CONSERVATION DISTRICTS

Dear Chairs Waikai & Gabbard, Vice Chairs Slom & Nishihara and Members of the Committees,

The Kona-Kohala Chamber of Commerce (KKCC) ***strongly supports HB 2036, HD1.***

The KKCC is West Hawai'i Island's leading business organization, representing over 540 businesses. Over 70% of our members represent small businesses. As the largest business organization on Hawai'i Island and fourth largest chamber in the State, the KKCC exists to provide leadership and advocacy for a successful business environment in West Hawai'i.

Time is often the key to successful business and community development in Hawaii and all too often the State of Hawaii misses out on tremendous economic opportunities because of the lengthy permitting process.

While I understand that the permit process needs to be fair, it also needs to be efficient. HB 2036 HD1 would improve the process and timely decision making at the start of a contested case or an environmental impact statement instead of allowing decision making to potentially go on for years. Businesses need to have a structured timeline in order to financial prepare for this process.

The KKCC supports the intent of this bill but would like to ***request an amendment to delete the following language in Section 1: "beyond the time necessary to complete the requirements of chapter 343 or chapter 91."***

The positive outcomes of this bill, besides attracting more business and community development are the following:

- More jobs equals the ability for citizens to be able to afford to live in our state
- Increased GE Tax revenue
- Potential to attract more sustainable industries outside of tourism

On behalf of over 540 businesses on the Hawai'i Island, I urge you to pass HB 2036 HD1.

Sincerely,

Kirstin Kahaloa
Executive Director
Kona-Kohala Chamber of Commerce

From: mailinglist@capitol.hawaii.gov
To: [WLA Testimony](#)
Cc: ross@current-events.com
Subject: Submitted testimony for HB2036 on Mar 18, 2016 13:45PM
Date: Tuesday, March 15, 2016 5:17:40 PM

HB2036

Submitted on: 3/15/2016

Testimony for WLA/EET on Mar 18, 2016 13:45PM in Conference Room 414

Submitted By	Organization	Testifier Position	Present at Hearing
Ross Wilson Jr.	Individual	Support	No

Comments: I support an amendment to delete the following language—"...beyond the time necessary to complete the requirements of chapter 343 or chapter 91.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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