

STAND. COM. REP. NO.

1026

Honolulu, Hawaii

MAR 23 2017

RE: H.B. No. 620
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Hawaiian Affairs, to which was referred
H.B. No. 620, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE KAHO'OLAWE ISLAND RESERVE
COMMISSION,"

begs leave to report as follows:

The purpose and intent of this measure is to appropriate
funds for the Kaho'olawe Island Reserve Commission to hire full-
time personnel to undertake projects that promote water
sustainability and photovoltaic powered desalinization on the
island of Kaho'olawe.

Your Committee received testimony in support of this measure
from the Kaho'olawe Island Reserve Commission, Department of
Planning of the County of Maui, and numerous individuals. Your
Committee received testimony in opposition to this measure from
the Ka Lāhui Hawaii Political Action Committee, Center for
Hawaiian Sovereignty Studies, and one individual. Your Committee
received comments on this measure from one individual.

Your Committee finds that the island of Kaho'olawe was of
significant cultural and historic importance to the native people
of Hawaii. Your Committee further finds that there are unique
challenges to restoring, preserving, and determining the
appropriate use of Kaho'olawe. Kaho'olawe still suffers from



extensive erosion and other ecological problems, the presence of unexploded ordnance, the existence of archaeological and other cultural and historic sites, and the presence of native and endangered flora and fauna.

Act 161, Session Laws of Hawaii 1994, established the Kaho'olawe Reserve Trust Fund, codified as section 6K-9.5, Hawaii Revised Statutes, to supplement federal funds for the cleanup of unexploded ordnance on Kaho'olawe. On May 9, 1994, the management and control of the Kaho'olawe island reserve was transferred from the United States Navy to the State of Hawaii, with the Kaho'olawe Island Reserve Commission as the state agency designated to oversee the use and restoration of the reserve. During the past ten years, the Kaho'olawe Island Reserve Commission has been able to develop innovative restoration projects that are effective in the extremely harsh conditions of Kaho'olawe and will serve as the foundation for the future restoration of the island.

A fiscal audit of the Kaho'olawe Rehabilitation Trust Fund performed by the Office of the Auditor in 2013 (Auditor Report No. 13-06) found that the trust fund will be depleted imminently without an infusion of additional monies.

The Kaho'olawe Island Reserve Commission's 2026 strategic plan for Kaho'olawe lays out a pathway for the future use and management of the Kaho'olawe island reserve. The strategic plan aims to restore the ecological damage on Kaho'olawe and protect the endangered and rare flora and fauna, so that the people of Hawaii who visit the Kaho'olawe island reserve can do so meaningfully and safely. The strategic plan is entitled "I Ola Kanaloa", or "Life to Kanaloa", and addresses the future restoration, management, and uses of Kaho'olawe for the State, the people of Hawaii, and a possible future sovereign Native Hawaiian entity.

Your Committee further finds that without additional funding, the Kaho'olawe Island Reserve Commission will not be able to continue implementation of its 2026 strategic plan.

Your Committee has amended this measure by:

- (1) Amending the purpose of the appropriation to promote water sustainability, photovoltaic powered

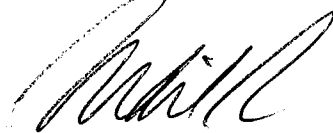


desalinization, and general operations of the Kaho'olawe Island Reserve Commission on the island of Kaho'olawe;

- (2) Inserting an effective date of July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 620, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 620, H.D. 1, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Hawaiian Affairs,



MAILE S.L. SHIMABUKURO, Chair



The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Hawaiian Affairs
HWN

Bill / Resolution No.:*	Committee Referral:	Date:		
<i>HB 620 HO1</i>	<i>HWN, WAM</i>	<i>3/16/2017</i>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
SHIMABUKURO, Maile S.L. (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
ENGLISH, J. Kalani				✓
GREEN, Josh	✓			
KIM, Donna Mercado				✓
TOTAL	3			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes