
A BILL FOR AN ACT

RELATING TO THE HAWAII STATE PLANNING ACT.

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

1 SECTION 1. The purpose of this Act is to update the Hawaii
2 State Planning Act by amending and refocusing the goals,
3 objectives, and policies of the State to reflect current
4 cultural, economic, and societal goals.

5 SECTION 2. Chapter 226, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "PART I. OVERALL THEME, GOALS, OBJECTIVES AND POLICIES

8 §226-1 Findings and purpose. The legislature finds that
9 there is a need to improve the planning process in this State,
10 to increase the effectiveness of government and private actions,
11 to improve coordination among different agencies and levels of
12 government, to provide for wise use of Hawaii's resources and to
13 guide the future development of the State.

14 The purpose of this chapter is to set forth the Hawaii
15 state plan that shall serve as a guide for the future long-range
16 development of the State; identify the goals, objectives,
17 policies, and priorities for the State; provide a basis for



1 determining priorities and allocating limited resources, such as
2 public funds, services, human resources, land, energy, water,
3 and other resources; improve coordination of federal, state, and
4 county plans, policies, programs, projects, and regulatory
5 activities; and to establish a system for plan formulation and
6 program coordination to provide for an integration of all major
7 state, and county activities.

8 **§226-2 Definitions.** As used in this chapter, unless the
9 context otherwise requires:

10 "A-95 Clearinghouse" means the agency or agencies
11 designated to carry out the procedures established pursuant to
12 federal directive A-95 whereby certain applications for federal
13 funds are reviewed and affected agencies are notified of the
14 proposed applications.

15 "Advisory committee" means the committee established in
16 section [226-55] to advise and assist in the formulation of the
17 state functional plans.

18 "Ahupuaa" means a traditional native Hawaiian resource and
19 behavioral management system that ensures respect for the air,
20 land, water, and other scarce natural resources that make life
21 sustainable from the mountains to the sea.



1 "Conform", "in conformance with this chapter" or "be in
2 conformance with the overall theme, goals, objectives and
3 policies," for the purposes of sections 226-52, [226-55], and
4 [226-59], means the weighing of the overall theme, goals,
5 objectives and policies of this chapter and a determination that
6 an action, decision, rule or state program is consistent with
7 the overall theme, and fulfills one or more of the goals,
8 objectives, or policies of this chapter.

9 "County agency" means any department, office, board, or
10 commission of the county.

11 "County development plan" means a relatively detailed plan
12 for an area or region within a county to implement the
13 objectives and policies of a county general plan.

14 "County general plan" means the comprehensive long-range
15 plan or development plan, if any, which has been adopted by
16 ordinance or resolution by a county council.

17 "Federal agency" means any federal department, office,
18 board, or commission.

19 "Functional plan" means a plan setting forth the policies,
20 statewide guidelines, and priorities within a specific field of



1 activity, when such activity or program is proposed,
2 administered, or funded by any agency of the State.

3 "Guidelines" means a stated course of action which is
4 desirable and should be followed unless a determination is made
5 that it is not the most desirable in a particular case; thus, a
6 guideline may be deviated from without penalty or sanction.

7 "Hawaii state plan" means a long-range comprehensive plan,
8 including the overall theme, goals, objectives, policies,
9 priority guidelines, and implementation mechanisms established
10 in this chapter.

11 "Kanaka maoli" means native Hawaiians.

12 "Office" means the office of planning.

13 "Petroleum" includes crude oil or any fraction thereof
14 which is liquid at standard conditions of temperature and
15 pressure (60 degrees Fahrenheit and 14.7 pounds per square inch
16 absolute).

17 "Priority guidelines" means those guidelines which shall
18 take precedence when addressing areas of statewide concern.

19 "Socio-cultural advancement" means those collective
20 efforts, through governmental or private organizations or both,
21 to improve the community or social well-being by carrying out



1 the objectives and policies as related to: housing, health,
2 education, social services, leisure, individual rights, culture,
3 and public safety.

4 "State agency" means any department, office, board, or
5 commission of the State, or the University of Hawaii.

6 "State programs" means a combination of actions and
7 activities undertaken by any state agency that are designed,
8 coordinated, and executed to achieve an objective or set of
9 objectives and policies within defined areas of concern.

10 "Sustainability" means achieving the following:

- 11 (1) Respect of the culture, character, beauty, and history
12 of the State's island communities;
- 13 (2) Striking a balance between economic, social,
14 community, and environmental priorities; and
- 15 (3) Meeting the needs of the present without compromising
16 the ability of future generations to meet their own
17 needs.

18 [§226-3] Overall theme. Hawaii's people, as both
19 individuals and groups, generally accept and live by a number of
20 principles or values which are an integral part of society.
21 This concept is the unifying theme of the state plan. The



1 following principles or values are established as the overall
2 theme of the Hawaii state plan:

3 (1) Individual and family self-sufficiency refers to the
4 rights of people to maintain as much self-reliance as
5 possible. It is an expression of the value of
6 independence, in other words, being able to freely
7 pursue personal interests and goals. Self-sufficiency
8 means that individuals and families can express and
9 maintain their own self-interest so long as that self-
10 interest does not adversely affect the general
11 welfare. Individual freedom and individual
12 achievement are possible only by reason of other
13 people in society, the institutions, arrangements and
14 customs that they maintain, and the rights and
15 responsibilities that they sanction.

16 (2) Social and economic mobility refers to the right of
17 individuals to choose and to have the opportunities
18 for choice available to them. It is a corollary to
19 self-sufficiency. Social and economic mobility means
20 that opportunities and incentives are available for



1 people to seek out their own levels of social and
2 economic fulfillment.

3 (3) Community or social well-being is a value that
4 encompasses many things. In essence, it refers to
5 healthy social, economic, and physical environments
6 that benefit the community as a whole. A sense of
7 social responsibility, of caring for others and for
8 the well-being of our community and of participating
9 in social and political life, are important aspects of
10 this concept. It further implies the aloha spirit--
11 attitudes of tolerance, respect, cooperation and
12 unselfish giving, within which Hawaii's society can
13 progress.

14 One of the basic functions of our society is to enhance the
15 ability of individuals and groups to pursue their goals freely,
16 to satisfy basic needs and to secure desired socio-economic
17 levels. The elements of choice and mobility within society's
18 legal framework are fundamental rights. Society's role is to
19 encourage conditions within which individuals and groups can
20 approach their desired levels of self-reliance and self-
21 determination. This enables people to gain confidence and self-



1 esteem; citizens contribute more when they possess such
2 qualities in a free and open society.

3 Government promotes citizen freedom, self-reliance, self-
4 determination, social and civic responsibility and goals
5 achievement by keeping order, by increasing cooperation among
6 many diverse individuals and groups, and by fostering social and
7 civic responsibilities that affect the general welfare. The
8 greater the number and activities of individuals and groups, the
9 more complex government's role becomes. The function of
10 government, however, is to assist citizens in attaining their
11 goals. Government provides for meaningful participation by the
12 people in decision-making and for effective access to authority
13 as well as an equitable sharing of benefits. Citizens have a
14 responsibility to work with their government to contribute to
15 society's improvement. They must also conduct their activities
16 within an agreed-upon legal system that protects human rights.

17 **§226-4 State goals.** In order to ensure, for present and
18 future generations, those elements of choice and mobility that
19 ensure that individuals and groups may approach their desired
20 levels of self-reliance and self-determination, it shall be the
21 goal of the State to achieve:



1 (1) A strong, viable economy, characterized by stability,
2 diversity, and growth, that enables the fulfillment of
3 the needs and expectations of Hawaii's present and
4 future generations.

5 (2) A desired physical environment, characterized by
6 beauty, cleanliness, quiet, stable natural systems,
7 and uniqueness, that enhances the mental and physical
8 well-being of the people.

9 (3) Physical, social, and economic well-being, for
10 individuals and families in Hawaii, that nourishes a
11 sense of community responsibility, of caring, and of
12 participation in community life.

13 **§226-5 Objective and policies for population.** (a) It
14 shall be the objective in planning for the State's population to
15 guide population growth to be consistent with the achievement of
16 physical, economic, and social objectives contained in this
17 chapter.

18 (b) To achieve the population objective, it shall be the
19 policy of this State to:

20 (1) Manage population growth statewide in a manner that
21 provides increased opportunities for Hawaii's people



- 1 to pursue their physical, social, and economic
2 aspirations while recognizing the unique needs of each
3 county.
- 4 (2) Encourage an increase in economic activities and
5 employment opportunities on the neighbor islands
6 consistent with community needs and desires.
- 7 (3) Promote increased opportunities for Hawaii's people to
8 pursue their socio-economic aspirations throughout the
9 islands.
- 10 (4) Encourage research activities and public awareness
11 programs to foster an understanding of Hawaii's
12 limited capacity to accommodate population needs and
13 to address concerns resulting from an increase in
14 Hawaii's population.
- 15 (5) Encourage federal actions and coordination among major
16 governmental agencies to promote a more balanced
17 distribution of immigrants among the states, provided
18 that such actions do not prevent the reunion of
19 immediate family members.



1 (6) Pursue an increase in federal assistance for states
2 with a greater proportion of foreign immigrants
3 relative to their state's population.

4 (7) Plan the development and availability of land and
5 water resources in a coordinated manner so as to
6 provide for the desired levels of growth in each
7 geographic area.

8 §226-6 Objectives and policies for the economy--in
9 general. (a) Planning for the State's economy in general shall
10 be directed toward achievement of the following objectives:

11 (1) Increased and diversified employment opportunities to
12 achieve full employment, increased income and job
13 choice, and improved living standards for Hawaii's
14 people, while at the same time stimulating the
15 development and expansion of economic activities
16 capitalizing on defense, dual-use, and science and
17 technology assets, particularly on the neighbor
18 islands where employment opportunities may be limited.

19 (2) A steadily growing and diversified economic base that
20 is not overly dependent on a few industries, and



1 includes the development and expansion of industries
2 on the neighbor islands.

3 (b) To achieve the general economic objectives, it shall
4 be the policy of this State to:

5 (1) Promote and encourage entrepreneurship within Hawaii
6 by residents and nonresidents of the State.

7 (2) Expand Hawaii's national and international marketing,
8 communication, and organizational ties, to increase
9 the State's capacity to adjust to and capitalize upon
10 economic changes and opportunities occurring outside
11 the State.

12 (3) Promote Hawaii as an attractive market for
13 environmentally and socially sound investment
14 activities that benefit Hawaii's people.

15 (4) Transform and maintain Hawaii as a place that welcomes
16 and facilitates innovative activity that may lead to
17 commercial opportunities.

18 (5) Promote innovative activity that may pose initial
19 risks, but ultimately contribute to the economy of
20 Hawaii.



- 1 (6) Seek broader outlets for new or expanded Hawaii
2 business investments.
- 3 (7) Expand existing markets and penetrate new markets for
4 Hawaii's products and services.
- 5 (8) Assure that the basic economic needs of Hawaii's
6 people are maintained in the event of disruptions in
7 overseas transportation.
- 8 (9) Strive to achieve a level of construction activity
9 responsive to, and consistent with, state growth
10 objectives.
- 11 (10) Encourage the formation of cooperatives and other
12 favorable marketing arrangements at the local or
13 regional level to assist Hawaii's small scale
14 producers, manufacturers, and distributors.
- 15 (11) Encourage labor-intensive activities that are
16 economically satisfying and which offer opportunities
17 for upward mobility.
- 18 (12) Encourage innovative activities that may not be labor-
19 intensive, but may otherwise contribute to the economy
20 of Hawaii.



H.B. NO. 842

- 1 (13) Foster greater cooperation and coordination between
2 the government and private sectors in developing
3 Hawaii's employment and economic growth opportunities.
- 4 (14) Stimulate the development and expansion of economic
5 activities which will benefit areas with substantial
6 or expected employment problems.
- 7 (15) Maintain acceptable working conditions and standards
8 for Hawaii's workers.
- 9 (16) Provide equal employment opportunities for all
10 segments of Hawaii's population through affirmative
11 action and nondiscrimination measures.
- 12 (17) Stimulate the development and expansion of economic
13 activities capitalizing on defense, dual-use, and
14 science and technology assets, particularly on the
15 neighbor islands where employment opportunities may be
16 limited.
- 17 (18) Encourage businesses that have favorable financial
18 multiplier effects within Hawaii's economy,
19 particularly with respect to emerging industries in
20 science and technology.



1 (19) Promote and protect intangible resources in Hawaii,
2 such as scenic beauty and the aloha spirit, which are
3 vital to a healthy economy.

4 (20) Increase effective communication between the
5 educational community and the private sector to
6 develop relevant curricula and training programs to
7 meet future employment needs in general, and
8 requirements of new or innovative potential growth
9 industries in particular.

10 (21) Foster a business climate in Hawaii--including
11 attitudes, tax and regulatory policies, and financial
12 and technical assistance programs--that is conducive
13 to the expansion of existing enterprises and the
14 creation and attraction of new business and industry.

15 §226-7 Objectives and policies for the economy--

16 agriculture. (a) Planning for the State's economy with regard
17 to agriculture shall be directed towards achievement of the
18 following objectives:

19 [~~(1) Viability of Hawaii's sugar and pineapple industries.~~

20 ~~(2)] (1) Growth and development of diversified agriculture
21 throughout the State.~~



1 [~~3~~] (2) An agriculture industry that continues to
2 constitute a dynamic and essential component of
3 Hawaii's strategic, economic, and social well-being.

4 (b) To achieve the agriculture objectives, it shall be the
5 policy of this State to:

6 (1) Establish a clear direction for Hawaii's agriculture
7 through stakeholder commitment and advocacy.

8 (2) Encourage agriculture by making the best use of
9 natural resources.

10 (3) Provide the governor and the legislature with
11 information and options needed for prudent decision-
12 making for the development of agriculture.

13 (4) Establish strong relationships between the
14 agricultural and visitor industries for mutual
15 marketing benefits.

16 (5) Foster increased public awareness and understanding of
17 the contributions and benefits of agriculture as a
18 major sector of Hawaii's economy.

19 (6) Seek the enactment and retention of federal and state
20 legislation that benefits Hawaii's agricultural
21 industries.



- 1 (7) Strengthen diversified agriculture by developing an
2 effective promotion, marketing, and distribution
3 system between Hawaii's food producers and consumers
4 in the State, nation, and world.
- 5 (8) Support research and development activities that
6 strengthen economic productivity in agriculture,
7 stimulate greater efficiency, and enhance the
8 development of new products and agricultural by-
9 products.
- 10 (9) Enhance agricultural growth by providing public
11 incentives and encouraging private initiatives.
- 12 (10) Assure the availability of agriculturally suitable
13 lands with adequate water to accommodate present and
14 future needs.
- 15 (11) Increase the attractiveness and opportunities for an
16 agricultural education and livelihood.
- 17 (12) In addition to the State's priority on food, expand
18 Hawaii's agricultural base by promoting growth and
19 development of flowers, tropical fruits and plants,
20 livestock, feed grains, forestry, food crops,
21 aquaculture, and other potential enterprises.



- 1 (13) Promote economically competitive activities that
2 increase Hawaii's agricultural self-sufficiency,
3 including the increased purchase and use of Hawaii-
4 grown food and food products by residents, businesses,
5 and governmental bodies as defined under section
6 103D-104.
- 7 (14) Promote and assist in the establishment of sound
8 financial programs for diversified agriculture.
- 9 (15) Institute and support programs and activities to
10 assist the entry of displaced agricultural workers
11 into alternative agricultural or other employment.
- 12 (16) Facilitate the transition of agricultural lands in
13 economically nonfeasible agricultural production to
14 economically viable agricultural uses.
- 15 (17) Perpetuate, promote, and increase use of traditional
16 Hawaiian farming systems, such as the use of loko i'a,
17 māla, and irrigated lo'i, and growth of traditional
18 Hawaiian crops, such as kalo, 'uala, and 'ulu.
- 19 (18) Increase and develop small-scale farms.
- 20 §226-8 Objective and policies for the economy--visitor
21 industry. (a) Planning for the State's economy with regard to



1 the visitor industry shall be directed towards the achievement
2 of the objective of a visitor industry that constitutes a major
3 component of steady growth for Hawaii's economy.

4 (b) To achieve the visitor industry objective, it shall be
5 the policy of this State to:

6 (1) Support and assist in the promotion of Hawaii's
7 visitor attractions and facilities.

8 (2) Ensure that visitor industry activities are in keeping
9 with the social, economic, and physical needs and
10 aspirations of Hawaii's people.

11 (3) Improve the quality of existing visitor destination
12 areas by utilizing Hawaii's strengths in science and
13 technology.

14 (4) Encourage cooperation and coordination between the
15 government and private sectors in developing and
16 maintaining well-designed, adequately serviced visitor
17 industry and related developments which are sensitive
18 to neighboring communities and activities.

19 (5) Develop the industry in a manner that will continue to
20 provide new job opportunities and steady employment
21 for Hawaii's people.



1 (6) Provide opportunities for Hawaii's people to obtain
2 job training and education that will allow for upward
3 mobility within the visitor industry.

4 (7) Foster a recognition of the contribution of the
5 visitor industry to Hawaii's economy and the need to
6 perpetuate the aloha spirit.

7 (8) Foster an understanding by visitors of the aloha
8 spirit and of the unique and sensitive character of
9 Hawaii's cultures and values.

10 **§226-9 Objective and policies for the economy--federal**
11 **expenditures.** (a) Planning for the State's economy with regard
12 to federal expenditures shall be directed towards achievement of
13 the objective of a stable federal investment base as an integral
14 component of Hawaii's economy.

15 (b) To achieve the federal expenditures objective, it
16 shall be the policy of this State to:

17 (1) Encourage the sustained flow of federal expenditures
18 in Hawaii that generates long-term government civilian
19 employment;

20 (2) Promote Hawaii's supportive role in national defense,
21 in a manner consistent with Hawaii's social,



1 environmental, and cultural goals by building upon
2 dual-use and defense applications to develop thriving
3 ocean engineering, aerospace research and development,
4 and related dual-use technology sectors in Hawaii's
5 economy;

6 (3) Promote the development of federally supported
7 activities in Hawaii that respect statewide economic
8 concerns, are sensitive to community needs, and
9 minimize adverse impacts on Hawaii's environment;

10 (4) Increase opportunities for entry and advancement of
11 Hawaii's people into federal government service;

12 (5) Promote federal use of local commodities, services,
13 and facilities available in Hawaii;

14 (6) Strengthen federal-state-county communication and
15 coordination in all federal activities that affect
16 Hawaii; and

17 (7) Pursue the return of federally controlled lands in
18 Hawaii that are not required for either the defense of
19 the nation or for other purposes of national
20 importance, and promote the mutually beneficial



1 exchanges of land between federal agencies, the State,
2 and the counties.

3 §226-10 Objective and policies for the economy--potential
4 growth and innovative activities. (a) Planning for the State's
5 economy with regard to potential growth and innovative
6 activities shall be directed towards achievement of the
7 objective of development and expansion of potential growth and
8 innovative activities that serve to increase and diversify
9 Hawaii's economic base.

10 (b) To achieve the potential growth and innovative
11 activity objective, it shall be the policy of this State to:

12 (1) Facilitate investment and employment growth in
13 economic activities that have the potential to expand
14 and diversify Hawaii's economy, including but not
15 limited to diversified agriculture, aquaculture,
16 renewable energy development, creative media, health
17 care, and science and technology-based sectors;

18 (2) Facilitate investment in innovative activity that may
19 pose risks or be less labor-intensive than other
20 traditional business activity, but if successful, will
21 generate revenue in Hawaii through the export of



- 1 services or products or substitution of imported
2 services or products;
- 3 (3) Encourage entrepreneurship in innovative activity by
4 academic researchers and instructors who may not have
5 the background, skill, or initial inclination to
6 commercially exploit their discoveries or
7 achievements;
- 8 (4) Recognize that innovative activity is not exclusively
9 dependent upon individuals with advanced formal
10 education, but that many self-taught, motivated
11 individuals are able, willing, sufficiently
12 knowledgeable, and equipped with the attitude
13 necessary to undertake innovative activity;
- 14 (5) Increase the opportunities for investors in innovative
15 activity and talent engaged in innovative activity to
16 personally meet and interact at cultural, art,
17 entertainment, culinary, athletic, or visitor-oriented
18 events without a business focus;
- 19 (6) Expand Hawaii's capacity to attract and service
20 international programs and activities that generate
21 employment for Hawaii's people;



H.B. NO. 842

- 1 (7) Enhance and promote Hawaii's role as a center for
2 international relations, trade, finance, services,
3 technology, education, culture, and the arts;
- 4 (8) Accelerate research and development of new energy-
5 related industries based on wind, solar, ocean,
6 underground resources, and solid waste;
- 7 (9) Promote Hawaii's geographic, environmental, social,
8 and technological advantages to attract new or
9 innovative economic activities into the State;
- 10 (10) Provide public incentives and encourage private
11 initiative to attract new or innovative industries
12 that best support Hawaii's social, economic, physical,
13 and environmental objectives;
- 14 (11) Increase research and the development of ocean-related
15 economic activities such as mining, food production,
16 and scientific research;
- 17 (12) Develop, promote, and support research and educational
18 and training programs that will enhance Hawaii's
19 ability to attract and develop economic activities of
20 benefit to Hawaii;



- 1 (13) Foster a broader public recognition and understanding
- 2 of the potential benefits of new or innovative growth-
- 3 oriented industry in Hawaii;
- 4 (14) Encourage the development and implementation of joint
- 5 federal and state initiatives to attract federal
- 6 programs and projects that will support Hawaii's
- 7 social, economic, physical, and environmental
- 8 objectives;
- 9 (15) Increase research and development of businesses and
- 10 services in the telecommunications and information
- 11 industries;
- 12 (16) Foster the research and development of nonfossil fuel
- 13 and energy efficient modes of transportation; and
- 14 (17) Recognize and promote health care and health care
- 15 information technology as growth industries.

16 **§226-10.5 Objectives and policies for the economy--**
17 **information industry.** (a) Planning for the State's economy
18 with regard to telecommunications and information technology
19 shall be directed toward recognizing that broadband and wireless
20 communication capability and infrastructure are foundations for
21 an innovative economy and positioning Hawaii as a leader in



1 broadband and wireless communications and applications in the
2 Pacific Region.

3 (b) To achieve the information industry objective, it
4 shall be the policy of this State to:

5 (1) Promote efforts to attain the highest speeds of
6 electronic and wireless communication within Hawaii
7 and between Hawaii and the world, and make high speed
8 communication available to all residents and
9 businesses in Hawaii;

10 (2) Encourage the continued development and expansion of
11 the telecommunications infrastructure serving Hawaii
12 to accommodate future growth and innovation in
13 Hawaii's economy;

14 (3) Facilitate the development of new or innovative
15 business and service ventures in the information
16 industry which will provide employment opportunities
17 for the people of Hawaii;

18 (4) Encourage mainland- and foreign-based companies of all
19 sizes, whether information technology-focused or not,
20 to allow their principals, employees, or contractors
21 to live in and work from Hawaii, using technology to



- 1 communicate with their headquarters, offices, or
2 customers located out-of-state;
- 3 (5) Encourage greater cooperation between the public and
4 private sectors in developing and maintaining a well-
5 designed information industry;
- 6 (6) Ensure that the development of new businesses and
7 services in the industry are in keeping with the
8 social, economic, and physical needs and aspirations
9 of Hawaii's people;
- 10 (7) Provide opportunities for Hawaii's people to obtain
11 job training and education that will allow for upward
12 mobility within the information industry;
- 13 (8) Foster a recognition of the contribution of the
14 information industry to Hawaii's economy; and
- 15 (9) Assist in the promotion of Hawaii as a broker,
16 creator, and processor of information in the Pacific.

17 **§226-11 Objectives and policies for the physical**
18 **environment--land-based, shoreline, and marine resources. (a)**
19 Planning for the State's physical environment with regard to
20 land-based, shoreline, and marine resources shall be directed
21 towards achievement of the following objectives:



- 1 (1) Prudent use of Hawaii's land-based, shoreline, and
2 marine resources.
- 3 (2) Effective protection of Hawaii's unique and fragile
4 environmental resources.
- 5 (b) To achieve the land-based, shoreline, and marine
6 resources objectives, it shall be the policy of this State to:
- 7 (1) Exercise an overall conservation ethic in the use of
8 Hawaii's natural resources.
- 9 (2) Ensure compatibility between land-based and water-
10 based activities and natural resources and ecological
11 systems.
- 12 (3) Take into account the physical attributes of areas
13 when planning and designing activities and facilities.
- 14 (4) Manage natural resources and environs to encourage
15 their beneficial and multiple use without generating
16 costly or irreparable environmental damage.
- 17 (5) Consider multiple uses in watershed areas, provided
18 such uses do not detrimentally affect water quality
19 and recharge functions.
- 20 (6) Encourage the protection of rare or endangered plant
21 and animal species and habitats native to Hawaii.



1 (7) Provide public incentives that encourage private
2 actions to protect significant natural resources from
3 degradation or unnecessary depletion.

4 (8) Pursue compatible relationships among activities,
5 facilities, and natural resources.

6 (9) Promote increased accessibility and prudent use of
7 inland and shoreline areas for public recreational,
8 educational, and scientific purposes.

9 §226-12 Objective and policies for the physical
10 environment--scenic, natural beauty, and historic resources.

11 (a) Planning for the State's physical environment shall be
12 directed towards achievement of the objective of enhancement of
13 Hawaii's scenic assets, natural beauty, and multi-
14 cultural/historical resources.

15 (b) To achieve the scenic, natural beauty, and historic
16 resources objective, it shall be the policy of this State to:

17 (1) Promote the preservation and restoration of
18 significant natural and historic resources.

19 (2) Provide incentives to maintain and enhance historic,
20 cultural, and scenic amenities.



1 (3) Promote the preservation of views and vistas to
 2 enhance the visual and aesthetic enjoyment of
 3 mountains, ocean, scenic landscapes, and other natural
 4 features.

5 (4) Protect those special areas, structures, and elements
 6 that are an integral and functional part of Hawaii's
 7 ethnic and cultural heritage.

8 (5) Encourage the design of developments and activities
 9 that complement the natural beauty of the islands.

10 **§226-13 Objectives and policies for the physical**
 11 **environment--land, air, and water quality.** (a) Planning for
 12 the State's physical environment with regard to land, air, and
 13 water quality shall be directed towards achievement of the
 14 following objectives:

15 (1) Maintenance and pursuit of improved quality in
 16 Hawaii's land, air, and water resources.

17 (2) Greater public awareness and appreciation of Hawaii's
 18 environmental resources.

19 (b) To achieve the land, air, and water quality
 20 objectives, it shall be the policy of this State to:



H.B. NO. 842

- 1 (1) Foster educational activities that promote a better
2 understanding of Hawaii's limited environmental
3 resources.
- 4 (2) Promote the proper management of Hawaii's land and
5 water resources.
- 6 (3) Promote effective measures to achieve desired quality
7 in Hawaii's surface, ground, and coastal waters.
- 8 (4) Encourage actions to maintain or improve aural and air
9 quality levels to enhance the health and well-being of
10 Hawaii's people.
- 11 (5) Reduce the threat to life and property from erosion,
12 flooding, tsunamis, hurricanes, earthquakes, volcanic
13 eruptions, and other natural or man-induced hazards
14 and disasters.
- 15 (6) Encourage design and construction practices that
16 enhance the physical qualities of Hawaii's
17 communities.
- 18 (7) Encourage urban developments in close proximity to
19 existing services and facilities.



1 (8) Foster recognition of the importance and value of the
2 land, air, and water resources to Hawaii's people,
3 their cultures and visitors.

4 §226-14 Objective and policies for facility systems--in
5 general. (a) Planning for the State's facility systems in
6 general shall be directed towards achievement of the objective
7 of water, transportation, waste disposal, and energy and
8 telecommunication systems that support statewide social,
9 economic, and physical objectives.

10 (b) To achieve the general facility systems objective, it
11 shall be the policy of this State to:

12 (1) Accommodate the needs of Hawaii's people through
13 coordination of facility systems and capital
14 improvement priorities in consonance with state and
15 county plans.

16 (2) Encourage flexibility in the design and development of
17 facility systems to promote prudent use of resources
18 and accommodate changing public demands and
19 priorities.



1 (3) Ensure that required facility systems can be supported
2 within resource capacities and at reasonable cost to
3 the user.

4 (4) Pursue alternative methods of financing programs and
5 projects and cost-saving techniques in the planning,
6 construction, and maintenance of facility systems.

7 **§226-15 Objectives and policies for facility systems--**

8 **solid and liquid wastes.** (a) Planning for the State's facility
9 systems with regard to solid and liquid wastes shall be directed
10 towards the achievement of the following objectives:

11 (1) Maintenance of basic public health and sanitation
12 standards relating to treatment and disposal of solid
13 and liquid wastes.

14 (2) Provision of adequate sewerage facilities for physical
15 and economic activities that alleviate problems in
16 housing, employment, mobility, and other areas.

17 (b) To achieve solid and liquid waste objectives, it shall
18 be the policy of this State to:

19 (1) Encourage the adequate development of sewerage
20 facilities that complement planned growth.



1 (2) Promote reuse and recycling to reduce solid and liquid
2 wastes and employ a conservation ethic.

3 (3) Promote research to develop more efficient and
4 economical treatment and disposal of solid and liquid
5 wastes.

6 §226-16 Objective and policies for facility systems--

7 **water.** (a) Planning for the State's facility systems with
8 regard to water shall be directed towards achievement of the
9 objective of the provision of water to adequately accommodate
10 domestic, agricultural, commercial, industrial, recreational,
11 and other needs within resource capacities.

12 (b) To achieve the facility systems water objective, it
13 shall be the policy of this State to:

14 (1) Coordinate development of land use activities with
15 existing and potential water supply.

16 (2) Support research and development of alternative
17 methods to meet future water requirements well in
18 advance of anticipated needs.

19 (3) Reclaim and encourage the productive use of runoff
20 water and wastewater discharges.



1 (4) Assist in improving the quality, efficiency, service,
2 and storage capabilities of water systems for domestic
3 and agricultural use.

4 (5) Support water supply services to areas experiencing
5 critical water problems.

6 (6) Promote water conservation programs and practices in
7 government, private industry, and the general public
8 to help ensure adequate water to meet long-term needs.

9 §226-17 Objectives and policies for facility systems--
10 transportation. (a) Planning for the State's facility systems
11 with regard to transportation shall be directed towards the
12 achievement of the following objectives:

13 (1) An integrated multi-modal transportation system that
14 services statewide needs and promotes the efficient,
15 economical, safe, and convenient movement of people
16 and goods.

17 (2) A statewide transportation system that is consistent
18 with and will accommodate planned growth objectives
19 throughout the State.

20 (b) To achieve the transportation objectives, it shall be
21 the policy of this State to:



- 1 (1) Design, program, and develop a multi-modal system in
2 conformance with desired growth and physical
3 development as stated in this chapter;
- 4 (2) Coordinate state, county, federal, and private
5 transportation activities and programs toward the
6 achievement of statewide objectives;
- 7 (3) Encourage a reasonable distribution of financial
8 responsibilities for transportation among
9 participating governmental and private parties;
- 10 (4) Provide for improved accessibility to shipping,
11 docking, and storage facilities;
- 12 (5) Promote a reasonable level and variety of mass
13 transportation services that adequately meet statewide
14 and community needs;
- 15 (6) Encourage transportation systems that serve to
16 accommodate present and future development needs of
17 communities;
- 18 (7) Encourage a variety of carriers to offer increased
19 opportunities and advantages to interisland movement
20 of people and goods;



- 1 (8) Increase the capacities of airport and harbor systems
2 and support facilities to effectively accommodate
3 transshipment and storage needs;
- 4 (9) Encourage the development of transportation systems
5 and programs which would assist statewide economic
6 growth and diversification;
- 7 (10) Encourage the design and development of transportation
8 systems sensitive to the needs of affected communities
9 and the quality of Hawaii's natural environment;
- 10 (11) Encourage safe and convenient use of low-cost, energy-
11 efficient, non-polluting means of transportation;
- 12 (12) Coordinate intergovernmental land use and
13 transportation planning activities to ensure the
14 timely delivery of supporting transportation
15 infrastructure in order to accommodate planned growth
16 objectives; and
- 17 (13) Encourage diversification of transportation modes and
18 infrastructure to promote alternate fuels and energy
19 efficiency.
- 20 **§226-18 Objectives and policies for facility systems--**
21 **energy.** (a) Planning for the State's facility systems with



H.B. NO. 842

1 regard to energy shall be directed toward the achievement of the
2 following objectives, giving due consideration to all:

3 (1) Dependable, efficient, and economical statewide energy
4 systems capable of supporting the needs of the people;

5 (2) Increased energy security and self-sufficiency through
6 the reduction and ultimate elimination of Hawaii's
7 dependence on imported fuels for electrical generation
8 and ground transportation;

9 (3) Greater diversification of energy generation in the
10 face of threats to Hawaii's energy supplies and
11 systems;

12 (4) Reduction, avoidance, or sequestration of greenhouse
13 gas emissions from energy supply and use; and

14 (5) Utility models that make the social and financial
15 interests of Hawaii's utility customers a priority.

16 (b) To achieve the energy objectives, it shall be the
17 policy of this State to ensure the short- and long-term
18 provision of adequate, reasonably priced, and dependable energy
19 services to accommodate demand.

20 (c) To further achieve the energy objectives, it shall be
21 the policy of this State to:



- 1 (1) Support research and development as well as promote
2 the use of renewable energy sources;
- 3 (2) Ensure that the combination of energy supplies and
4 energy-saving systems is sufficient to support the
5 demands of growth;
- 6 (3) Base decisions of least-cost supply-side and demand-
7 side energy resource options on a comparison of their
8 total costs and benefits when a least-cost is
9 determined by a reasonably comprehensive,
10 quantitative, and qualitative accounting of their
11 long-term, direct and indirect economic,
12 environmental, social, cultural, and public health
13 costs and benefits;
- 14 (4) Promote all cost-effective conservation of power and
15 fuel supplies through measures, including:
 - 16 (A) Development of cost-effective demand-side
17 management programs;
 - 18 (B) Education;
 - 19 (C) Adoption of energy-efficient practices and
20 technologies; and



- 1 (D) Increasing energy efficiency and decreasing
2 energy use in public infrastructure;
- 3 (5) Ensure, to the extent that new supply-side resources
4 are needed, that the development or expansion of
5 energy systems uses the least-cost energy supply
6 option and maximizes efficient technologies;
- 7 (6) Support research, development, demonstration, and use
8 of energy efficiency, load management, and other
9 demand-side management programs, practices, and
10 technologies;
- 11 (7) Promote alternate fuels and transportation energy
12 efficiency;
- 13 (8) Support actions that reduce, avoid, or sequester
14 greenhouse gases in utility, transportation, and
15 industrial sector applications;
- 16 (9) Support actions that reduce, avoid, or sequester
17 Hawaii's greenhouse gas emissions through agriculture
18 and forestry initiatives;
- 19 (10) Provide priority handling and processing for all state
20 and county permits required for renewable energy
21 projects;



1 (11) Ensure that liquefied natural gas is used only as a
2 cost-effective transitional, limited-term replacement
3 of petroleum for electricity generation and does not
4 impede the development and use of other cost-effective
5 renewable energy sources; and

6 (12) Promote the development of indigenous geothermal
7 energy resources that are located on public trust land
8 as an affordable and reliable source of firm power for
9 Hawaii.

10 [§226-18.5] Objectives and policies for facility systems--
11 telecommunications. (a) Planning for the State's
12 telecommunications facility systems shall be directed towards
13 the achievement of dependable, efficient, and economical
14 statewide telecommunications systems capable of supporting the
15 needs of the people.

16 (b) To achieve the telecommunications objective, it shall
17 be the policy of this State to ensure the provision of adequate,
18 reasonably priced, and dependable telecommunications services to
19 accommodate demand.

20 (c) To further achieve the telecommunications objective,
21 it shall be the policy of this State to:



- 1 (1) Facilitate research and development of
- 2 telecommunications systems and resources;
- 3 (2) Encourage public and private sector efforts to develop
- 4 means for adequate, ongoing telecommunications
- 5 planning;
- 6 (3) Promote efficient management and use of existing
- 7 telecommunications systems and services; and
- 8 (4) Facilitate the development of education and training
- 9 of telecommunications personnel.

10 **§226-19 Objectives and policies for socio-cultural**
11 **advancement--housing.** (a) Planning for the State's socio-
12 cultural advancement with regard to housing shall be directed
13 toward the achievement of the following objectives:

- 14 (1) Greater opportunities for Hawaii's people to secure
- 15 reasonably priced, safe, sanitary, and livable homes,
- 16 located in suitable environments that satisfactorily
- 17 accommodate the needs and desires of families and
- 18 individuals, through collaboration and cooperation
- 19 between government and nonprofit and for-profit
- 20 developers to ensure that more rental and for sale
- 21 affordable housing is made available to extremely



- 1 low-, very low-, lower-, moderate-, and above
2 moderate-income segments of Hawaii's population.
- 3 (2) The orderly development of residential areas sensitive
4 to community needs and other land uses.
- 5 (3) The development and provision of affordable rental
6 housing by the State to meet the housing needs of
7 Hawaii's people.
- 8 (b) To achieve the housing objectives, it shall be the
9 policy of this State to:
- 10 (1) Effectively accommodate the housing needs of Hawaii's
11 people.
- 12 (2) Stimulate and promote feasible approaches that
13 increase affordable rental and for sale housing
14 choices for extremely low-, very low-, lower-,
15 moderate-, and above moderate-income households.
- 16 (3) Increase homeownership and rental opportunities and
17 choices in terms of quality, location, cost,
18 densities, style, and size of housing.
- 19 (4) Promote appropriate improvement, rehabilitation, and
20 maintenance of existing rental and for sale housing
21 units and residential areas.



1 (5) Promote design and location of housing developments
2 taking into account the physical setting,
3 accessibility to public facilities and services, and
4 other concerns of existing communities and surrounding
5 areas.

6 (6) Facilitate the use of available vacant, developable,
7 and underutilized urban lands for housing.

8 (7) Foster a variety of lifestyles traditional to Hawaii
9 through the design and maintenance of neighborhoods
10 that reflect the culture and values of the community.

11 (8) Promote research and development of methods to reduce
12 the cost of housing construction in Hawaii.

13 **§226-20 Objectives and policies for socio-cultural**

14 **advancement--health.** (a) Planning for the State's socio-
15 cultural advancement with regard to health shall be directed
16 towards achievement of the following objectives:

17 (1) Fulfillment of basic individual health needs of the
18 general public.

19 (2) Maintenance of sanitary and environmentally healthful
20 conditions in Hawaii's communities.



1 (3) Elimination of health disparities by identifying and
2 addressing social determinants of health.

3 (b) To achieve the health objectives, it shall be the
4 policy of this State to:

5 (1) Provide adequate and accessible services and
6 facilities for prevention and treatment of physical
7 and mental health problems, including substance abuse.

8 (2) Encourage improved cooperation among public and
9 private sectors in the provision of health care to
10 accommodate the total health needs of individuals
11 throughout the State.

12 (3) Encourage public and private efforts to develop and
13 promote statewide and local strategies to reduce
14 health care and related insurance costs.

15 (4) Foster an awareness of the need for personal health
16 maintenance and preventive health care through
17 education and other measures.

18 (5) Provide programs, services, and activities that ensure
19 environmentally healthful and sanitary conditions.

20 (6) Improve the State's capabilities in preventing
21 contamination by pesticides and other potentially



1 hazardous substances through increased coordination,
2 education, monitoring, and enforcement.

3 (7) Prioritize programs, services, interventions, and
4 activities that address identified social determinants
5 of health to improve native Hawaiian health and well-
6 being consistent with the United States Congress'
7 declaration of policy as codified in title 42 United
8 States Code section 11702, and to reduce health
9 disparities of disproportionately affected
10 demographics, including native Hawaiians, other
11 Pacific Islanders, and Filipinos. The prioritization
12 of affected demographic groups other than native
13 Hawaiians may be reviewed every ten years and revised
14 based on the best available epidemiological and public
15 health data.

16 **§226-21 Objective and policies for socio-cultural**
17 **advancement--education.** (a) Planning for the State's socio-
18 cultural advancement with regard to education shall be directed
19 towards achievement of the objective of the provision of a
20 variety of educational opportunities to enable individuals to
21 fulfill their needs, responsibilities, and aspirations.



- 1 (b) To achieve the education objective, it shall be the
2 policy of this State to:
- 3 (1) Support educational programs and activities that
4 enhance personal development, physical fitness,
5 recreation, and cultural pursuits of all groups.
- 6 (2) Ensure the provision of adequate and accessible
7 educational services and facilities that are designed
8 to meet individual and community needs.
- 9 (3) Provide appropriate educational opportunities for
10 groups with special needs.
- 11 (4) Promote educational programs which enhance
12 understanding of Hawaii's cultural heritage.
- 13 (5) Provide higher educational opportunities that enable
14 Hawaii's people to adapt to changing employment
15 demands.
- 16 (6) Assist individuals, especially those experiencing
17 critical employment problems or barriers, or
18 undergoing employment transitions, by providing
19 appropriate employment training programs and other
20 related educational opportunities.



- 1 (7) Promote programs and activities that facilitate the
- 2 acquisition of basic skills, such as reading, writing,
- 3 computing, listening, speaking, and reasoning.
- 4 (8) Emphasize quality educational programs in Hawaii's
- 5 institutions to promote academic excellence.
- 6 (9) Support research programs and activities that enhance
- 7 the education programs of the State.

8 **§226-22 Objective and policies for socio-cultural**
9 **advancement--social services.** (a) Planning for the State's
10 socio-cultural advancement with regard to social services shall
11 be directed towards the achievement of the objective of improved
12 public and private social services and activities that enable
13 individuals, families, and groups to become more self-reliant
14 and confident to improve their well-being.

15 (b) To achieve the social service objective, it shall be
16 the policy of the State to:

- 17 (1) Assist individuals, especially those in need of
- 18 attaining a minimally adequate standard of living and
- 19 those confronted by social and economic hardship
- 20 conditions, through social services and activities
- 21 within the State's fiscal capacities.



- 1 (2) Promote coordination and integrative approaches among
2 public and private agencies and programs to jointly
3 address social problems that will enable individuals,
4 families, and groups to deal effectively with social
5 problems and to enhance their participation in
6 society.
- 7 (3) Facilitate the adjustment of new residents, especially
8 recently arrived immigrants, into Hawaii's
9 communities.
- 10 (4) Promote alternatives to institutional care in the
11 provision of long-term care for elder and disabled
12 populations.
- 13 (5) Support public and private efforts to prevent domestic
14 abuse and child molestation, and assist victims of
15 abuse and neglect.
- 16 (6) Promote programs which assist people in need of family
17 planning services to enable them to meet their needs.

18 **§226-23 Objective and policies for socio-cultural**
19 **advancement--leisure.** (a) Planning for the State's socio-
20 cultural advancement with regard to leisure shall be directed
21 towards the achievement of the objective of the adequate



1 provision of resources to accommodate diverse cultural,
2 artistic, and recreational needs for present and future
3 generations.

4 (b) To achieve the leisure objective, it shall be the
5 policy of this State to:

6 (1) Foster and preserve Hawaii's multi-cultural heritage
7 through supportive cultural, artistic, recreational,
8 and humanities-oriented programs and activities.

9 (2) Provide a wide range of activities and facilities to
10 fulfill the cultural, artistic, and recreational needs
11 of all diverse and special groups effectively and
12 efficiently.

13 (3) Enhance the enjoyment of recreational experiences
14 through safety and security measures, educational
15 opportunities, and improved facility design and
16 maintenance.

17 (4) Promote the recreational and educational potential of
18 natural resources having scenic, open space, cultural,
19 historical, geological, or biological values while
20 ensuring that their inherent values are preserved.



- 1 (5) Ensure opportunities for everyone to use and enjoy
2 Hawaii's recreational resources.
- 3 (6) Assure the availability of sufficient resources to
4 provide for future cultural, artistic, and
5 recreational needs.
- 6 (7) Provide adequate and accessible physical fitness
7 programs to promote the physical and mental well-being
8 of Hawaii's people.
- 9 (8) Increase opportunities for appreciation and
10 participation in the creative arts, including the
11 literary, theatrical, visual, musical, folk, and
12 traditional art forms.
- 13 (9) Encourage the development of creative expression in
14 the artistic disciplines to enable all segments of
15 Hawaii's population to participate in the creative
16 arts.
- 17 (10) Assure adequate access to significant natural and
18 cultural resources in public ownership.

19 **§226-24 Objective and policies for socio-cultural**
20 **advancement--individual rights and personal well-being. (a)**
21 **Planning for the State's socio-cultural advancement with regard**

1 to individual rights and personal well-being shall be directed
2 towards achievement of the objective of increased opportunities
3 and protection of individual rights to enable individuals to
4 fulfill their socio-economic needs and aspirations.

5 (b) To achieve the individual rights and personal well-
6 being objective, it shall be the policy of this State to:

7 (1) Provide effective services and activities that protect
8 individuals from criminal acts and unfair practices
9 and that alleviate the consequences of criminal acts
10 in order to foster a safe and secure environment.

11 (2) Uphold and protect the national and state
12 constitutional rights of every individual.

13 (3) Assure access to, and availability of, legal
14 assistance, consumer protection, and other public
15 services which strive to attain social justice.

16 (4) Ensure equal opportunities for individual
17 participation in society.

18 **§226-25 Objective and policies for socio-cultural**
19 **advancement--culture.** (a) Planning for the State's socio-
20 cultural advancement with regard to culture shall be directed
21 toward the achievement of the objective of enhancement of



1 cultural identities, traditions, values, customs, and arts of
2 Hawaii's people.

3 (b) To achieve the culture objective, it shall be the
4 policy of this State to:

5 (1) Foster increased knowledge and understanding of
6 Hawaii's ethnic and cultural heritages and the history
7 of Hawaii.

8 (2) Support activities and conditions that promote
9 cultural values, customs, and arts that enrich the
10 lifestyles of Hawaii's people and which are sensitive
11 and responsive to family and community needs.

12 (3) Encourage increased awareness of the effects of
13 proposed public and private actions on the integrity
14 and quality of cultural and community lifestyles in
15 Hawaii.

16 (4) Encourage the essence of the aloha spirit in people's
17 daily activities to promote harmonious relationships
18 among Hawaii's people and visitors.

19 **§226-26 Objectives and policies for socio-cultural**
20 **advancement--public safety.** (a) Planning for the State's



1 socio-cultural advancement with regard to public safety shall be
2 directed towards the achievement of the following objectives:

3 (1) Assurance of public safety and adequate protection of
4 life and property for all people.

5 (2) Optimum organizational readiness and capability in all
6 phases of emergency management to maintain the
7 strength, resources, and social and economic well-
8 being of the community in the event of civil
9 disruptions, wars, natural disasters, and other major
10 disturbances.

11 (3) Promotion of a sense of community responsibility for
12 the welfare and safety of Hawaii's people.

13 (b) To achieve the public safety objectives, it shall be
14 the policy of this State to:

15 (1) Ensure that public safety programs are effective and
16 responsive to community needs.

17 (2) Encourage increased community awareness and
18 participation in public safety programs.

19 (c) To further achieve public safety objectives related to
20 criminal justice, it shall be the policy of this State to:



1 (1) Support criminal justice programs aimed at preventing
2 and curtailing criminal activities.

3 (2) Develop a coordinated, systematic approach to criminal
4 justice administration among all criminal justice
5 agencies.

6 (3) Provide a range of correctional resources which may
7 include facilities and alternatives to traditional
8 incarceration in order to address the varied security
9 needs of the community and successfully reintegrate
10 offenders into the community.

11 (d) To further achieve public safety objectives related to
12 emergency management, it shall be the policy of this State to:

13 (1) Ensure that responsible organizations are in a proper
14 state of readiness to respond to major war-related,
15 natural, or technological disasters and civil
16 disturbances at all times.

17 (2) Enhance the coordination between emergency management
18 programs throughout the State.

19 **§226-27 Objectives and policies for socio-cultural**
20 **advancement--government.** (a) Planning the State's socio-



1 cultural advancement with regard to government shall be directed
2 towards the achievement of the following objectives:

3 (1) Efficient, effective, and responsive government
4 services at all levels in the State.

5 (2) Fiscal integrity, responsibility, and efficiency in
6 the state government and county governments.

7 (b) To achieve the government objectives, it shall be the
8 policy of this State to:

9 (1) Provide for necessary public goods and services not
10 assumed by the private sector.

11 (2) Pursue an openness and responsiveness in government
12 that permits the flow of public information,
13 interaction, and response.

14 (3) Minimize the size of government to that necessary to
15 be effective.

16 (4) Stimulate the responsibility in citizens to
17 productively participate in government for a better
18 Hawaii.

19 (5) Assure that government attitudes, actions, and
20 services are sensitive to community needs and
21 concerns.



- 1 (6) Provide for a balanced fiscal budget.
- 2 (7) Improve the fiscal budgeting and management system of
- 3 the State.
- 4 (8) Promote the consolidation of state and county
- 5 governmental functions to increase the effective and
- 6 efficient delivery of government programs and services
- 7 and to eliminate duplicative services wherever
- 8 feasible.

9 **PART II. PLANNING COORDINATION AND IMPLEMENTATION**

10 **§226-51 Purpose.** The purpose of this part is to establish
11 a statewide planning system to coordinate and guide all major
12 state and county activities and to implement the overall theme,
13 goals, objectives, policies, and priority guidelines.

14 **§226-52 Statewide planning system.** (a) The statewide
15 planning system shall consist of the following policies, plans,
16 and programs:

- 17 (1) The overall theme, goals, objectives, and policies
- 18 established in this chapter that shall provide the
- 19 broad guidelines for the State;
- 20 (2) The priority guidelines established in this chapter
- 21 that shall provide guidelines for decision making by



1 the State and the counties for the immediate future
2 and set priorities for the allocation of resources.
3 The formulation and revision of state functional plans
4 shall be in conformance with the priority guidelines;
5 (3) State functional plans that shall be prepared to
6 address, but not be limited to, the areas of
7 agriculture, conservation lands, education, energy,
8 higher education, health, historic preservation,
9 housing, recreation, tourism, and transportation. The
10 preparing agency for each state functional plan shall
11 also consider applicable federal laws, policies, or
12 programs that impact upon the functional plan area.
13 State functional plans shall define, implement, and be
14 in conformance with the overall theme, goals,
15 objectives, policies, and priority guidelines
16 contained within this chapter. County general plans
17 and development plans shall be taken into
18 consideration in the formulation and revision of state
19 functional plans;
20 (4) County general plans that shall indicate desired
21 population and physical development patterns for each



1 county and regions within each county. In addition,
2 county general plans or development plans shall
3 address the unique problems and needs of each county
4 and regions within each county. County general plans
5 or development plans shall further define the overall
6 theme, goals, objectives, policies, and priority
7 guidelines contained within this chapter. State
8 functional plans shall be taken into consideration in
9 amending the county general plans; and

- 10 (5) State programs that shall include but not be limited
11 to programs involving coordination and review;
12 research and support; design, construction, and
13 maintenance; services; and regulatory powers. State
14 programs that exercise coordination and review
15 functions shall include but not be limited to the
16 state clearinghouse process, the capital improvements
17 program, and the coastal zone management program.
18 State programs that exercise regulatory powers in
19 resource allocation shall include but not be limited
20 to the land use and management programs administered
21 by the land use commission and the board of land and



1 natural resources. State programs shall further
2 define, implement, and be in conformance with the
3 overall theme, goals, objectives, and policies, and
4 shall utilize as guidelines the priority guidelines
5 contained within this chapter, and the state
6 functional plans approved pursuant to this chapter.

7 (b) The statewide planning system shall also consist of
8 several implementation mechanisms, including:

9 (1) Overall plan review, coordination, and evaluation.
10 Overall plan review, coordination, and evaluation
11 shall be conducted by the office;

12 (2) The state budgetary, land use, and other decision-
13 making processes. The state budgetary, land use, and
14 other decision-making processes shall consist of:

15 (A) The program appropriations process. The
16 appropriation of funds for major programs under
17 the biennial and supplemental budgets shall be in
18 conformance with the overall theme, goals,
19 objectives, and policies, and shall utilize as
20 guidelines the priority guidelines contained



H.B. NO. 842

1 within this chapter, and the state functional
2 plans approved pursuant to this chapter;
3 (B) The capital improvement project appropriations
4 process. The appropriation of funds for major
5 plans and projects under the capital improvements
6 program shall be in conformance with the overall
7 theme, goals, objectives, and policies, and shall
8 utilize as guidelines the priority guidelines
9 contained within this chapter, and the state
10 functional plans approved pursuant to this
11 chapter;
12 (C) The budgetary review process of the department of
13 budget and finance. The budgetary review and
14 allocation process of the department of budget
15 and finance shall be in conformance with the
16 overall theme, goals, objectives, and policies,
17 and shall utilize as guidelines the priority
18 guidelines contained within this chapter, and the
19 state functional plans approved pursuant to this
20 chapter;



1 (D) Land use decision-making processes of state
2 agencies. Land use decisions made by state
3 agencies shall be in conformance with the overall
4 theme, goals, objectives, and policies, and shall
5 utilize as guidelines the priority guidelines
6 contained within this chapter, and the state
7 functional plans approved pursuant to this
8 chapter. The rules adopted by appropriate state
9 agencies to govern land use decision making shall
10 be in conformance with the overall theme, goals,
11 objectives, and policies contained within this
12 chapter; and

13 (E) All other regulatory and administrative decision-
14 making processes of state agencies, which shall
15 be in conformance with the overall theme, goals,
16 objectives, and policies, and shall utilize as
17 guidelines the priority guidelines contained
18 within this chapter, and the state functional
19 plans approved pursuant to this chapter. Rules
20 adopted by state agencies to govern decision
21 making shall be in conformance with the overall



1 theme, goals, objectives, and policies contained
2 within this chapter;

3 (3) The strategic planning processes. The office and
4 other state agencies shall conduct strategic planning
5 activities to identify and analyze significant issues,
6 problems, and opportunities confronting the State,
7 including the examination and evaluation of state
8 programs in implementing state policies and the
9 formulation of strategies and alternative courses of
10 action in response to identified problems and
11 opportunities. Strategic planning processes may
12 include the conduct of surveys and other monitoring
13 instruments such as environmental scanning to assess
14 current social, economic, and physical conditions and
15 trends. In conducting strategic planning activities,
16 the office and other state agencies shall ensure that
17 general public and agency concerns are solicited and
18 taken into consideration. The formation of task
19 forces, ad hoc committees, or other advisory bodies
20 comprised of interested parties may serve to



1 facilitate public involvement in specific planning
2 projects; and

3 (4) Other coordination processes which include the use of
4 the state clearinghouse process. The state
5 clearinghouse shall coordinate the review of all
6 federally-assisted and direct federal development
7 projects which are covered under the state
8 clearinghouse process.

9 **§226-53 Office of planning; duties.** The office shall
10 provide technical assistance in administering this chapter. To
11 further the intent and purpose of this chapter, the office
12 shall:

13 (1) Provide recommendations to the governor and state and
14 county agencies on conflicts between and among this
15 chapter, state functional plans approved by the
16 governor, county general plans and development plans,
17 and state programs;

18 (2) Review and evaluate this chapter and recommend
19 amendments as needed to the legislature;

20 (3) Review, as necessary, major plans, programs, projects,
21 and regulatory activities proposed by state and county



- 1 agencies, and provide advisory opinions and reports to
2 the governor as needed;
- 3 (4) Analyze existing state policies, planning and program
4 operations, laws, rules, and practices relative to
5 formulation, implementation, and coordination of the
6 state plan;
- 7 (5) Review state capital improvement projects for
8 consistency with this chapter and as necessary report
9 findings and recommendations to the governor prior to
10 allocation of funds;
- 11 (6) Conduct strategic planning by identifying and
12 analyzing significant issues, problems, and
13 opportunities confronting the State, and formulating
14 strategies and alternative courses of action in
15 response to identified problems and opportunities;
- 16 (7) Conduct special studies and prepare reports that
17 address major policy issues relating to statewide
18 growth and development;
- 19 (8) Cooperate with all public agencies to ensure an
20 ongoing, uniform, and reliable base of data and
21 projections;



H.B. NO. 842

- 1 (9) Assist the legislature in conducting reviews of parts
- 2 I, II, and III as necessary;
- 3 (10) Provide other technical assistance to the governor and
- 4 state and county agencies as needed; and
- 5 (11) Prepare a report identifying emerging issues for use
- 6 in the revision of parts I and III, including the
- 7 updating of state functional plans. The report may
- 8 include a scan of conditions and trends in population,
- 9 the economy, and the environment, linking the findings
- 10 of the state scanning project with policy and program
- 11 activities.

12 The office may contract with public and private agencies and
13 persons for special research and planning assistance.

14 **§226-54 Amendments to this chapter.** Amendments to this
15 chapter shall be adopted in accordance with the legislative
16 review process. Proposals from the general public to initiate
17 amendments to any provision of this chapter, shall be subject to
18 the following provisions:

- 19 (1) Any person may submit proposals to amend this chapter
- 20 to the office and the legislature; and



1 (2) The office shall review proposed amendments and submit
2 its findings and recommendations to the legislature
3 thirty days prior to the convening of the next
4 legislative session.

5 **§226-55 Functional plans; preparation; update.** (a) The
6 state agency head primarily responsible for a given functional
7 area shall prepare and periodically update the functional plan
8 for the area. In the preparation or update of the functional
9 plan, the state agency head shall work in close cooperation with
10 the advisory committee, respective officials, and people of each
11 county. In the formulation of the initial or updated functional
12 plan, the preparing agency shall solicit public views and
13 concerns. The formulation and revision of a state functional
14 plan shall conform to the provisions of this chapter and shall
15 take into consideration the county general plans. Functional
16 plans and any revisions thereto shall be accepted by the
17 governor to serve as guidelines for funding requests and
18 implementation by state and county agencies.

19 (b) The functional plan shall identify priority issues in
20 the functional area and shall contain objectives, policies, and
21 implementing actions to address those priority issues. Actions



1 may include organizational or management initiatives, facility
2 or physical infrastructure development initiatives, initiatives
3 for programs and services, or legislative proposals.

4 (c) For each functional plan, the lead state agency, with
5 the concurrence of the governor, shall establish an advisory
6 committee, where an advisory body which meets the criteria set
7 out hereunder is not already in existence, whose membership
8 shall be composed of at least one public official from each
9 county; members of the public; experts in the field for which a
10 functional plan is being prepared; and state officials. The
11 advisory committee shall advise the lead state agency in
12 preparing, implementing, monitoring, and updating the functional
13 plan to be in conformance with the overall theme, goals,
14 objectives, policies, and priority guidelines contained within
15 this chapter. The draft functional plan shall be submitted to
16 relevant federal, state, and county agencies for review and
17 input. The advisory committee shall serve as a temporary
18 advisory body to the state agency responsible for preparing each
19 respective functional plan. The terms of members from the
20 public and experts in the field for which a functional plan is
21 prepared shall be for four years. Each term shall commence on



1 July 1 and expire on June 30. No member from the public or
2 expert in the field shall be appointed consecutively to more
3 than two terms. These appointments shall not be subject to
4 senate confirmation, and shall be exempt from sections 26-34(a)
5 and 78-4(a) regarding the appointment to boards and commissions.

6 **§226-56 Functional plans; form and submittal. (a)**

7 Functional plans shall be prepared to further define and
8 implement statewide goals, objectives, policies, and priority
9 guidelines contained in this chapter.

10 (b) Functional plans shall be prepared and revised in
11 accordance with guidelines developed by the office of planning.

12 (c) The governor shall transmit approved state functional
13 plans to the legislature for its information.

14 **§226-57 Functional plans; implementation. (a)** Functional
15 plans shall be used to guide the allocation of resources for the
16 implementation of state policies adopted by the legislature.

17 (b) The legislature, upon a finding of overriding
18 statewide concern, may determine in any given instance that the
19 site for a specific project may be other than that designated in
20 the county general plan; provided that any proposed facility or
21 project contained in a county general plan shall not require the



1 actual development or implementation of that facility or project
2 or its inclusion in any state functional plan by any state
3 agency. The implementation of functional plans shall conform to
4 existing laws, rules, standards, and this chapter.

5 **§226-58 County general plans.** (a) The county general
6 plans and development plans shall be formulated with input from
7 the state and county agencies as well as the general public.

8 County general plans or development plans shall indicate
9 desired population and physical development patterns for each
10 county and regions within each county. In addition, county
11 general plans or development plans shall address the unique
12 problems and needs of each county and regions within each
13 county. The county general plans or development plans shall
14 further define applicable provisions of this chapter; provided
15 that any amendment to the county general plan of each county
16 shall not be contrary to the county charter. The formulation,
17 amendment, and implementation of county general plans or
18 development plans shall take into consideration statewide
19 objectives, policies, and programs stipulated in state
20 functional plans approved in consonance with this chapter.



1 (b) County general plans shall be formulated on the basis
2 of sound rationale, data, analyses, and input from state and
3 county agencies and the general public, and contain objectives
4 and policies as required by the charter of each county.

5 Further, the county general plans should:

6 (1) Contain objectives to be achieved and policies to be
7 pursued with respect to population density, land use,
8 transportation system location, public and community
9 facility locations, water and sewage system locations,
10 visitor destinations, urban design, and all other
11 matters necessary for the coordinated development of
12 the county and regions within the county; and

13 (2) Contain implementation priorities and actions to carry
14 out policies to include but not be limited to land use
15 maps, programs, projects, regulatory measures,
16 standards and principles, and interagency coordination
17 provisions.

18 **§226-59 State programs.** (a) The formulation,
19 administration, and implementation of state programs shall be in
20 conformance with the overall theme, goals, objectives, and
21 policies, and shall utilize as guidelines the priority



1 guidelines contained within this chapter, and the state
2 functional plans approved pursuant to this chapter.

3 (b) The director of the office of planning shall assist
4 the governor in assuring that state programs are in conformance
5 with this chapter.

6 **[§226-63] Hawaii interagency council for transit-oriented**
7 **development.** (a) There is established the Hawaii interagency
8 council for transit-oriented development, which shall be an
9 advisory body exempt from section 26-34, to coordinate and
10 facilitate state agency transit-oriented development planning,
11 and facilitate consultation and collaboration between the State
12 and the counties on transit-oriented development initiatives.
13 The Hawaii interagency council for transit-oriented development
14 shall be established within the department of business, economic
15 development, and tourism for administrative purposes.

16 (b) The Hawaii interagency council for transit-oriented
17 development shall:

18 (1) Serve as the State's transit-oriented development
19 planning and policy development entity with
20 representation from state and county government and
21 the community;



- 1 (2) Formulate and advise the governor on the
2 implementation of a strategic plan to address transit-
3 oriented development projects, including mixed use and
4 affordable and rental housing projects, on state lands
5 in each county;
- 6 (3) Facilitate the acquisition of funding and resources
7 for state and county transit-oriented development
8 programs, including affordable and rental housing
9 projects, on state lands;
- 10 (4) Monitor the preparation and conduct of plans and
11 studies to facilitate implementation of state transit-
12 oriented development plans prepared pursuant to this
13 section, including but not limited to the preparation
14 of site or master plans and implementation plans and
15 studies;
- 16 (5) Review all capital improvement project requests to the
17 legislature for transit-oriented development projects,
18 including mixed use and affordable and rental housing
19 projects, on state lands within county-designated
20 transit-oriented development zones or within a one-
21 half-mile radius of public transit stations, if a



1 county has not designated transit-oriented development
2 zones;

3 (6) Recommend policy, regulatory, and statutory changes,
4 and identify resource strategies for the successful
5 execution of the strategic plan;

6 (7) Assemble accurate fiscal and demographic information
7 to support policy development and track outcomes;

8 (8) Consider collaborative transit-oriented development
9 initiatives of other states that have demonstrated
10 positive outcomes; and

11 (9) Report annually to the governor, the legislature, and
12 the mayor of each county on the progress of its
13 activities, including formulation and progress on the
14 strategic plan no later than twenty days prior to the
15 convening of each regular session.

16 (c) The strategic plan developed by the Hawaii interagency
17 council for transit-oriented development shall:

18 (1) Coordinate with the counties on transit-oriented
19 development;

20 (2) For each county, compile an inventory of state,
21 county, and private sector transit-oriented



- 1 development projects lacking infrastructure,
2 identifying the type of infrastructure each project
3 lacks, and the approximate time frame when additional
4 capacity is needed;
- 5 (3) Prioritize the development of transit-oriented
6 development projects, including mixed use and
7 affordable and rental housing projects, on state
8 lands;
- 9 (4) Identify financing and prioritize state financing for
10 the public infrastructure, facility, and service
11 investments required to support transit-oriented
12 development, mixed use, and affordable and rental
13 housing project plans; and
- 14 (5) Encourage and promote partnerships between public and
15 private entities to identify, renovate, and secure
16 affordable housing options on state lands within
17 county-designated transit-oriented development areas
18 or within a one-half-mile radius of public transit
19 stations, if a county has not designated transit-
20 oriented development zones.



1 [§226-64] Hawaii interagency council for transit-oriented
2 development[;] membership. (a) The Hawaii interagency council
3 for transit-oriented development shall be composed of the
4 following members:

- 5 (1) Director of the office of planning, who shall serve as
6 co-chair;
- 7 (2) Executive director of the Hawaii housing finance and
8 development corporation, who shall serve as co-chair;
- 9 (3) Chief of staff, office of the governor;
- 10 (4) Chairperson of the board of land and natural
11 resources;
- 12 (5) Director of transportation;
- 13 (6) Comptroller;
- 14 (7) Director of health;
- 15 (8) Director of human services;
- 16 (9) Director of public safety;
- 17 (10) Chairperson of the Hawaiian homes commission;
- 18 (11) Chairperson of the stadium authority;
- 19 (12) President of the University of Hawaii;
- 20 (13) Superintendent of education;



- 1 (14) Executive director of the Hawaii community development
2 authority;
- 3 (15) Executive director of the Hawaii public housing
4 authority;
- 5 (16) One member of the house of representatives to be
6 designated by the speaker of the house of
7 representatives; provided that the speaker of the
8 house of representatives may designate a second member
9 of the house of representatives to serve as an
10 alternate;
- 11 (17) One member of the senate to be designated by the
12 president of the senate; provided that the president
13 of the senate may designate a second member of the
14 senate to serve as an alternate;
- 15 (18) The mayor of each county;
- 16 (19) A representative of the Honolulu field office of the
17 United States Department of Housing and Urban
18 Development, who shall be requested to serve on a
19 nonvoting[,] ex officio basis by the governor;
- 20 (20) A representative of the business community, to be
21 designated by the governor;



1 (21) A representative of the community who is a housing
2 advocate, to be designated by the governor; and

3 (22) A representative of the community with experience in
4 housing and real estate development, to be designated
5 by the governor.

6 (b) The nongovernmental members of the Hawaii interagency
7 council for transit-oriented development shall serve without
8 compensation but shall be reimbursed for expenses, including
9 travel expenses, necessary for the performance of their duties.

10 (c) Except as provided in subsection (a) (16) and (17), if
11 a member of the Hawaii interagency council for transit-oriented
12 development is unable to attend a meeting, that member may
13 appoint a designee to attend and to act on the member's behalf
14 during the meeting.

15 **PART III. PRIORITY GUIDELINES**

16 **§226-101 Purpose.** The purpose of this part is to
17 establish overall priority guidelines to address areas of
18 statewide concern.

19 **§226-102 Overall direction.** The State shall strive to
20 improve the quality of life for Hawaii's present and future
21 population through the pursuit of desirable courses of action in



1 seven major areas of statewide concern which merit priority
2 attention: economic development, population growth and land
3 resource management, affordable housing, crime and criminal
4 justice, quality education, principles of sustainability, and
5 climate change adaptation.

6 §226-103 Economic priority guidelines. (a) Priority
7 guidelines to stimulate economic growth and encourage business
8 expansion and development to provide needed jobs for Hawaii's
9 people and achieve a stable and diversified economy:

10 (1) Seek a variety of means to increase the availability
11 of investment capital for new and expanding
12 enterprises.

13 (A) Encourage investments which:

14 (i) Reflect long-term commitments to the State;

15 (ii) Rely on economic linkages within the local
16 economy;

17 (iii) Diversify the economy;

18 (iv) Reinvest in the local economy;

19 (v) Are sensitive to community needs and
20 priorities; and



- 1 (vi) Demonstrate a commitment to provide
- 2 management opportunities to Hawaii
- 3 residents; and
- 4 (B) Encourage investments in innovative activities
- 5 that have a nexus to the State, such as:
- 6 (i) Present or former residents acting as
- 7 entrepreneurs or principals;
- 8 (ii) Academic support from an institution of
- 9 higher education in Hawaii;
- 10 (iii) Investment interest from Hawaii residents;
- 11 (iv) Resources unique to Hawaii that are required
- 12 for innovative activity; and
- 13 (v) Complementary or supportive industries or
- 14 government programs or projects.
- 15 (2) Encourage the expansion of technological research to
- 16 assist industry development and support the
- 17 development and commercialization of technological
- 18 advancements.
- 19 (3) Improve the quality, accessibility, and range of
- 20 services provided by government to business, including



- 1 data and reference services and assistance in
2 complying with governmental regulations.
- 3 (4) Seek to ensure that state business tax and labor laws
4 and administrative policies are equitable, rational,
5 and predictable.
- 6 (5) Streamline the processes for building and development
7 permit and review and telecommunication infrastructure
8 installation approval and eliminate or consolidate
9 other burdensome or duplicative governmental
10 requirements imposed on business, where scientific
11 evidence indicates that public health, safety, and
12 welfare would not be adversely affected.
- 13 (6) Encourage the formation of cooperatives and other
14 favorable marketing or distribution arrangements at
15 the regional or local level to assist Hawaii's small-
16 scale producers, manufacturers, and distributors.
- 17 (7) Continue to seek legislation to protect Hawaii from
18 transportation interruptions between Hawaii and the
19 continental United States.
- 20 (8) Provide public incentives and encourage private
21 initiative to develop and attract industries which



1 promise long-term growth potentials and which have the
2 following characteristics:

3 (A) An industry that can take advantage of Hawaii's
4 unique location and available physical and human
5 resources.

6 (B) A clean industry that would have minimal adverse
7 effects on Hawaii's environment.

8 (C) An industry that is willing to hire and train
9 Hawaii's people to meet the industry's labor
10 needs at all levels of employment.

11 (D) An industry that would provide reasonable income
12 and steady employment.

13 (9) Support and encourage, through educational and
14 technical assistance programs and other means,
15 expanded opportunities for employee ownership and
16 participation in Hawaii business.

17 (10) Enhance the quality of Hawaii's labor force and
18 develop and maintain career opportunities for Hawaii's
19 people through the following actions:

20 (A) Expand vocational training in diversified
21 agriculture, aquaculture, information industry,



- 1 and other areas where growth is desired and
2 feasible.
- 3 (B) Encourage more effective career counseling and
4 guidance in high schools and post-secondary
5 institutions to inform students of present and
6 future career opportunities.
- 7 (C) Allocate educational resources to career areas
8 where high employment is expected and where
9 growth of new industries is desired.
- 10 (D) Promote career opportunities in all industries
11 for Hawaii's people by encouraging firms doing
12 business in the State to hire residents.
- 13 (E) Promote greater public and private sector
14 cooperation in determining industrial training
15 needs and in developing relevant curricula and
16 on- the-job training opportunities.
- 17 (F) Provide retraining programs and other support
18 services to assist entry of displaced workers
19 into alternative employment.
- 20 (b) Priority guidelines to promote the economic health and
21 quality of the visitor industry:



- 1 (1) Promote visitor satisfaction by fostering an
2 environment which enhances the aloha spirit and
3 minimizes inconveniences to Hawaii's residents and
4 visitors.
- 5 (2) Encourage the development and maintenance of well-
6 designed, adequately serviced hotels and resort
7 destination areas which are sensitive to neighboring
8 communities and activities and which provide for
9 adequate shoreline setbacks and beach access.
- 10 (3) Support appropriate capital improvements to enhance
11 the quality of existing resort destination areas and
12 provide incentives to encourage investment in
13 upgrading, repair, and maintenance of visitor
14 facilities.
- 15 (4) Encourage visitor industry practices and activities
16 which respect, preserve, and enhance Hawaii's
17 significant natural, scenic, historic, and cultural
18 resources.
- 19 (5) Develop and maintain career opportunities in the
20 visitor industry for Hawaii's people, with emphasis on
21 managerial positions.



- 1 (6) Support and coordinate tourism promotion abroad to
2 enhance Hawaii's share of existing and potential
3 visitor markets.
- 4 (7) Maintain and encourage a more favorable resort
5 investment climate consistent with the objectives of
6 this chapter.
- 7 (8) Support law enforcement activities that provide a
8 safer environment for both visitors and residents
9 alike.
- 10 (9) Coordinate visitor industry activities and promotions
11 to business visitors through the state network of
12 advanced data communication techniques.
- 13 (c) Priority guidelines to promote the continued viability
14 of the sugar and pineapple industries:
- 15 (1) Provide adequate agricultural lands to support the
16 economic viability of the sugar and pineapple
17 industries.
- 18 (2) Continue efforts to maintain federal support to
19 provide stable sugar prices high enough to allow
20 profitable operations in Hawaii.



- 1 (3) Support research and development, as appropriate, to
2 improve the quality and production of sugar and
3 pineapple crops.
- 4 (d) Priority guidelines to promote the growth and
5 development of diversified agriculture and aquaculture:
- 6 (1) Identify, conserve, and protect agricultural and
7 aquacultural lands of importance and initiate
8 affirmative and comprehensive programs to promote
9 economically productive agricultural and aquacultural
10 uses of such lands.
- 11 (2) Assist in providing adequate, reasonably priced water
12 for agricultural activities.
- 13 (3) Encourage public and private investment to increase
14 water supply and to improve transmission, storage, and
15 irrigation facilities in support of diversified
16 agriculture and aquaculture.
- 17 (4) Assist in the formation and operation of production
18 and marketing associations and cooperatives to reduce
19 production and marketing costs.
- 20 (5) Encourage and assist with the development of a
21 waterborne and airborne freight and cargo system



1 capable of meeting the needs of Hawaii's agricultural
2 community.

3 (6) Seek favorable freight rates for Hawaii's agricultural
4 products from interisland and overseas transportation
5 operators.

6 (7) Encourage the development and expansion of
7 agricultural and aquacultural activities which offer
8 long-term economic growth potential and employment
9 opportunities.

10 (8) Continue the development of agricultural parks and
11 other programs to assist small independent farmers in
12 securing agricultural lands and loans.

13 (9) Require agricultural uses in agricultural subdivisions
14 and closely monitor the uses in these subdivisions.

15 (10) Support the continuation of land currently in use for
16 diversified agriculture.

17 (11) Encourage residents and visitors to support Hawaii's
18 farmers by purchasing locally grown food and food
19 products.

20 (e) Priority guidelines for water use and development:



- 1 (1) Maintain and improve water conservation programs to
- 2 reduce the overall water consumption rate.
- 3 (2) Encourage the improvement of irrigation technology and
- 4 promote the use of nonpotable water for agricultural
- 5 and landscaping purposes.
- 6 (3) Increase the support for research and development of
- 7 economically feasible alternative water sources.
- 8 (4) Explore alternative funding sources and approaches to
- 9 support future water development programs and water
- 10 system improvements.
- 11 (f) Priority guidelines for energy use and development:
- 12 (1) Encourage the development, demonstration, and
- 13 commercialization of renewable energy sources.
- 14 (2) Initiate, maintain, and improve energy conservation
- 15 programs aimed at reducing energy waste and increasing
- 16 public awareness of the need to conserve energy.
- 17 (3) Provide incentives to encourage the use of energy
- 18 conserving technology in residential, industrial, and
- 19 other buildings.
- 20 (4) Encourage the development and use of energy conserving
- 21 and cost-efficient transportation systems.



1 (g) Priority guidelines to promote the development of the
2 information industry:

3 (1) Establish an information network, with an emphasis on
4 broadband and wireless infrastructure and capability,
5 that will serve as the foundation of and catalyst for
6 overall economic growth and diversification in Hawaii.

7 (2) Encourage the development of services such as
8 financial data processing, a products and services
9 exchange, foreign language translations,
10 telemarketing, teleconferencing, a twenty-four-hour
11 international stock exchange, international banking,
12 and a Pacific Rim management center.

13 (3) Encourage the development of small businesses in the
14 information field such as software development; the
15 development of new information systems, peripherals,
16 and applications; data conversion and data entry
17 services; and home or cottage services such as
18 computer programming, secretarial, and accounting
19 services.



1 (4) Encourage the development or expansion of educational
2 and training opportunities for residents in the
3 information and telecommunications fields.

4 (5) Encourage research activities, including legal
5 research in the information and telecommunications
6 fields.

7 (6) Support promotional activities to market Hawaii's
8 information industry services.

9 (7) Encourage the location or co-location of
10 telecommunication or wireless information relay
11 facilities in the community, including public areas,
12 where scientific evidence indicates that the public
13 health, safety, and welfare would not be adversely
14 affected.

15 **§226-104 Population growth and land resources priority**
16 **guidelines.** (a) Priority guidelines to effect desired
17 statewide growth and distribution:

18 (1) Encourage planning and resource management to insure
19 that population growth rates throughout the State are
20 consistent with available and planned resource



- 1 capacities and reflect the needs and desires of
2 Hawaii's people.
- 3 (2) Manage a growth rate for Hawaii's economy that will
4 parallel future employment needs for Hawaii's people.
- 5 (3) Ensure that adequate support services and facilities
6 are provided to accommodate the desired distribution
7 of future growth throughout the State.
- 8 (4) Encourage major state and federal investments and
9 services to promote economic development and private
10 investment to the neighbor islands, as appropriate.
- 11 (5) Explore the possibility of making available urban
12 land, low-interest loans, and housing subsidies to
13 encourage the provision of housing to support
14 selective economic and population growth on the
15 neighbor islands.
- 16 (6) Seek federal funds and other funding sources outside
17 the State for research, program development, and
18 training to provide future employment opportunities on
19 the neighbor islands.
- 20 (7) Support the development of high technology parks on
21 the neighbor islands.



1 (b) Priority guidelines for regional growth distribution
2 and land resource utilization:

3 (1) Encourage urban growth primarily to existing urban
4 areas where adequate public facilities are already
5 available or can be provided with reasonable public
6 expenditures, and away from areas where other
7 important benefits are present, such as protection of
8 important agricultural land or preservation of
9 lifestyles.

10 (2) Make available marginal or nonessential agricultural
11 lands for appropriate urban uses while maintaining
12 agricultural lands of importance in the agricultural
13 district.

14 (3) Restrict development when drafting of water would
15 result in exceeding the sustainable yield or in
16 significantly diminishing the recharge capacity of any
17 groundwater area.

18 (4) Encourage restriction of new urban development in
19 areas where water is insufficient from any source for
20 both agricultural and domestic use.



- 1 (5) In order to preserve green belts, give priority to
2 state capital-improvement funds which encourage
3 location of urban development within existing urban
4 areas except where compelling public interest dictates
5 development of a noncontiguous new urban core.
- 6 (6) Seek participation from the private sector for the
7 cost of building infrastructure and utilities, and
8 maintaining open spaces.
- 9 (7) Pursue rehabilitation of appropriate urban areas.
- 10 (8) Support the redevelopment of Kakaako into a viable
11 residential, industrial, and commercial community.
- 12 (9) Direct future urban development away from critical
13 environmental areas or impose mitigating measures so
14 that negative impacts on the environment would be
15 minimized.
- 16 (10) Identify critical environmental areas in Hawaii to
17 include but not be limited to the following: watershed
18 and recharge areas; wildlife habitats (on land and in
19 the ocean); areas with endangered species of plants
20 and wildlife; natural streams and water bodies; scenic
21 and recreational shoreline resources; open space and



1 natural areas; historic and cultural sites; areas
2 particularly sensitive to reduction in water and air
3 quality; and scenic resources.

4 (11) Identify all areas where priority should be given to
5 preserving rural character and lifestyle.

6 (12) Utilize Hawaii's limited land resources wisely,
7 providing adequate land to accommodate projected
8 population and economic growth needs while ensuring
9 the protection of the environment and the availability
10 of the shoreline, conservation lands, and other
11 limited resources for future generations.

12 (13) Protect and enhance Hawaii's shoreline, open spaces,
13 and scenic resources.

14 **§226-105 Crime and criminal justice.** Priority guidelines
15 in the area of crime and criminal justice:

16 (1) Support law enforcement activities and other criminal
17 justice efforts that are directed to provide a safer
18 environment.

19 (2) Target state and local resources on efforts to reduce
20 the incidence of violent crime and on programs



1 relating to the apprehension and prosecution of repeat
2 offenders.

3 (3) Support community and neighborhood program initiatives
4 that enable residents to assist law enforcement
5 agencies in preventing criminal activities.

6 (4) Reduce overcrowding or substandard conditions in
7 correctional facilities through a comprehensive
8 approach among all criminal justice agencies which may
9 include sentencing law revisions and use of
10 alternative sanctions other than incarceration for
11 persons who pose no danger to their community.

12 (5) Provide a range of appropriate sanctions for juvenile
13 offenders, including community-based programs and
14 other alternative sanctions.

15 (6) Increase public and private efforts to assist
16 witnesses and victims of crimes and to minimize the
17 costs of victimization.

18 **§226-106 Affordable housing.** Priority guidelines for the
19 provision of affordable housing:

20 (1) Seek to use marginal or nonessential agricultural
21 land, urban land, and public land to meet housing



- 1 needs of extremely low-, very low-, lower-, moderate-,
2 and above moderate-income households.
- 3 (2) Encourage the use of alternative construction and
4 development methods as a means of reducing production
5 costs.
- 6 (3) Improve information and analysis relative to land
7 availability and suitability for housing.
- 8 (4) Create incentives for development which would increase
9 home ownership and rental opportunities for Hawaii's
10 extremely low-, very low-, lower-, and moderate-income
11 households and residents with special needs.
- 12 (5) Encourage continued support for government or private
13 housing programs that provide low interest mortgages
14 to Hawaii's people for the purchase of initial owner-
15 occupied housing.
- 16 (6) Encourage public and private sector cooperation in the
17 development of rental housing alternatives.
- 18 (7) Encourage improved coordination between various
19 agencies and levels of government to deal with housing
20 policies and regulations.



1 (8) Give higher priority to the provision of quality
2 housing that is affordable for Hawaii's residents and
3 less priority to development of housing intended
4 primarily for individuals outside of Hawaii.

5 §226-107 **Quality education.** Priority guidelines to
6 promote quality education:

7 (1) Pursue effective programs which reflect the varied
8 district, school, and student needs to strengthen
9 basic skills achievement;

10 (2) Continue emphasis on general education "core"
11 requirements to provide common background to students
12 and essential support to other university programs;

13 (3) Initiate efforts to improve the quality of education
14 by improving the capabilities of the education
15 workforce;

16 (4) Promote increased opportunities for greater autonomy
17 and flexibility of educational institutions in their
18 decision-making responsibilities;

19 (5) Increase and improve the use of information technology
20 in education by the availability of telecommunications
21 equipment for:



- 1 (A) The electronic exchange of information;
- 2 (B) Statewide electronic mail; and
- 3 (C) Access to the Internet.
- 4 Encourage programs that increase the public's
- 5 awareness and understanding of the impact of
- 6 information technologies on our lives;
- 7 (6) Pursue the establishment of Hawaii's public and
- 8 private universities and colleges as research and
- 9 training centers of the Pacific;
- 10 (7) Develop resources and programs for early childhood
- 11 education;
- 12 (8) Explore alternatives for funding and delivery of
- 13 educational services to improve the overall quality of
- 14 education; and
- 15 (9) Strengthen and expand educational programs and
- 16 services for students with special needs.
- 17 **[§226-108] Sustainability.** Priority guidelines and
- 18 principles to promote sustainability shall include:
- 19 (1) Encouraging balanced economic, social, community, and
- 20 environmental priorities;



- 1 (2) Encouraging planning that respects and promotes living
- 2 within the natural resources and limits of the State;
- 3 (3) Promoting a diversified and dynamic economy;
- 4 (4) Encouraging respect for the host culture;
- 5 (5) Promoting decisions based on meeting the needs of the
- 6 present without compromising the needs of future
- 7 generations;
- 8 (6) Considering the principles of the ahupuaa system; and
- 9 (7) Emphasizing that everyone, including individuals,
- 10 families, communities, businesses, and government, has
- 11 the responsibility for achieving a sustainable Hawaii.

12 **[§226-109] Climate change adaptation priority guidelines.**

13 Priority guidelines to prepare the State to address the impacts

14 of climate change, including impacts to the areas of

15 agriculture; conservation lands; coastal and nearshore marine

16 areas; natural and cultural resources; education; energy; higher

17 education; health; historic preservation; water resources; the

18 built environment, such as housing, recreation, transportation;

19 and the economy shall:



- 1 (1) Ensure that Hawaii's people are educated, informed,
2 and aware of the impacts climate change may have on
3 their communities;
- 4 (2) Encourage community stewardship groups and local
5 stakeholders to participate in planning and
6 implementation of climate change policies;
- 7 (3) Invest in continued monitoring and research of
8 Hawaii's climate and the impacts of climate change on
9 the State;
- 10 (4) Consider native Hawaiian traditional knowledge and
11 practices in planning for the impacts of climate
12 change;
- 13 (5) Encourage the preservation and restoration of natural
14 landscape features, such as coral reefs, beaches and
15 dunes, forests, streams, floodplains, and wetlands,
16 that have the inherent capacity to avoid, minimize, or
17 mitigate the impacts of climate change;
- 18 (6) Explore adaptation strategies that moderate harm or
19 exploit beneficial opportunities in response to actual
20 or expected climate change impacts to the natural and
21 built environments;



- 1 (7) Promote sector resilience in areas such as water,
2 roads, airports, and public health, by encouraging the
3 identification of climate change threats, assessment
4 of potential consequences, and evaluation of
5 adaptation options;
- 6 (8) Foster cross-jurisdictional collaboration between
7 county, state, and federal agencies and partnerships
8 between government and private entities and other
9 nongovernmental entities, including nonprofit
10 entities;
- 11 (9) Use management and implementation approaches that
12 encourage the continual collection, evaluation, and
13 integration of new information and strategies into new
14 and existing practices, policies, and plans; and
- 15 (10) Encourage planning and management of the natural and
16 built environments that effectively integrate climate
17 change policy."

18 SECTION 3. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.



1 SECTION 4. This Act shall take effect upon its approval.

2

INTRODUCED BY: *[Signature]*

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]



H.B. NO. 842

Report Title:

Hawaii State Planning Act; Goals; Objectives; Policies

Description:

Amends the Hawaii State Planning Act. Removes reference to achieving the viability of Hawaii's sugar and pineapple industries from the Hawaii State Planning Act's agricultural objectives.

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

