

JAN 18 2019

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# A BILL FOR AN ACT

RELATING TO NATURAL RESOURCE MANAGEMENT.

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

1           SECTION 1. The Hawaiian Homes Commission Act, 1920, as  
2 amended, is amended by adding a new section to be appropriately  
3 designated and to read as follows:

4           "§ . Mauna Kea special fund. (a) There is  
5 established the Mauna Kea special fund to be administered by the  
6 department.

7           (b) The following shall be deposited into the special  
8 fund:

9           (1) Appropriations by the legislature to the special fund;

10           (2) Interest earned or accrued on moneys in the special  
11 fund; and

12           (3) One-third of all moneys collected under chapter 304A,  
13 part IV, subpart O, Hawaii Revised Statutes, including  
14 moneys collected for violations under section  
15 304A-1904, Hawaii Revised Statutes.

16           (c) The proceeds of the special fund shall be used to:



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- 1        (1) Support the department's Aina Mauna legacy lands
- 2            program;
- 3        (2) Support ungulate management at Mauna Kea;
- 4        (3) Eradicate invasive plant species on Mauna Kea;
- 5        (4) Provide fencing at Mauna Kea; and
- 6        (5) Support pastoral homesteading, community pastures, and
- 7            bird sanctuary activities on Mauna Kea."

8            SECTION 2. Chapter 171, Hawaii Revised Statutes, is  
9 amended by adding a new section to part I to be appropriately  
10 designated and to read as follows:

11            "§171-    Mauna Kea natural area reserve special fund. (a)

12 There is established in the state treasury the Mauna Kea natural  
13 area reserve special fund to be administered by the department.

14            (b) The following shall be deposited into the special  
15 fund:

- 16            (1) Appropriations by the legislature to the special fund;
- 17            (2) Interest earned or accrued on moneys in the special
- 18            fund; and
- 19            (3) One-third of all moneys collected under chapter 304A,
- 20            part IV, subpart O, including moneys collected for
- 21            violations under section 304A-1904.



- 1        (c) The proceeds of the special fund shall be used for:
- 2        (1) Managing the natural area reserve at Mauna Kea;
- 3        (2) Supporting the division of forestry and wildlife's
- 4        efforts at Mauna Kea; and
- 5        (3) Supporting the division of conservation and resources
- 6        enforcement efforts on Mauna Kea."

7        SECTION 3. Section 304A-1902, Hawaii Revised Statutes, is  
 8 amended by amending subsection (c) to read as follows:

9        "(c) In establishing the fees, the board of regents shall  
 10 be exempt from the public notice, public hearing, and  
 11 gubernatorial approval requirements of chapter 91; provided that  
 12 the fees shall be established at an open public meeting pursuant  
 13 to chapter 92. The fees shall be deposited [~~into~~] as follows:

- 14        (1) One-third to the Mauna Kea lands management special
- 15        fund established under section 304A-2170[-];
- 16        (2) One-third to the Mauna Kea special fund established
- 17        under section            of the Hawaiian Homes Commission
- 18        Act, 1920, as amended; and
- 19        (3) One-third to the Mauna Kea natural area reserve
- 20        special fund established under section 171- ."



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1 SECTION 4. Section 304A-2170, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) There is established the Mauna Kea lands management  
4 special fund, into which shall be deposited:

5 (1) Appropriations by the legislature;

6 (2) ~~[All]~~ One-third of all net rents from leases,  
7 licenses, and permits, including fees and charges for  
8 the use of land and facilities within the Mauna Kea  
9 lands;

10 (3) ~~[All]~~ One-third of all moneys collected for violations  
11 of subpart O of part IV; and

12 (4) Interest earned or accrued on moneys in the special  
13 fund."

14 SECTION 5. The provisions of the amendments made by this  
15 Act to the Hawaiian Homes Commission Act, 1920, as amended, are  
16 declared to be severable, and if any section, sentence, clause,  
17 or phrase, or the application thereof to any person or  
18 circumstances is held ineffective because there is a requirement  
19 of having the consent of the United States to take effect, then  
20 that portion only shall take effect upon the granting of consent



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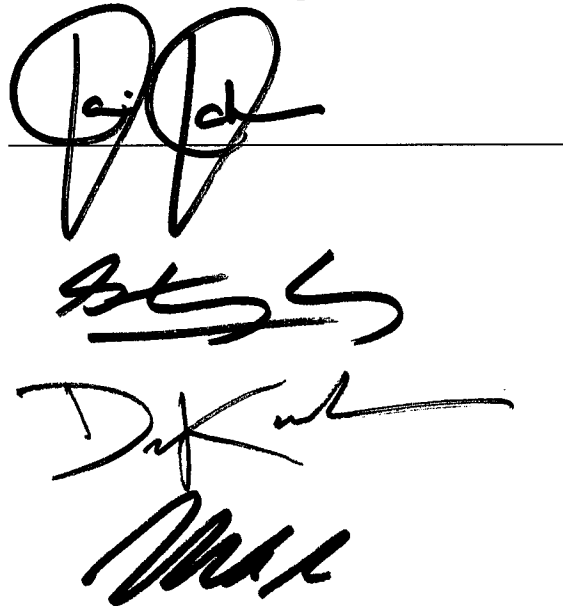
1 by the United States and effectiveness of the remainder of these  
2 amendments or the application thereof shall not be affected.

3 SECTION 6. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 7. This Act shall take effect on July 1, 2019.

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INTRODUCED BY:



The text block contains four handwritten signatures stacked vertically. The first signature is the largest and most prominent, appearing to be 'D. J. ...'. Below it are three smaller, more stylized signatures. A horizontal line is drawn across the page, passing through the middle of the first signature.



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**Report Title:**

Mauna Kea Lands Management Special Fund; Mauna Kea Special Fund;  
Mauna Kea Natural Area Reserve Special Fund; Established;  
Reallocation

**Description:**

Establishes the Mauna Kea special fund and Mauna Kea natural area reserve special fund. Reallocates funds from the Mauna Kea lands management special fund to the Mauna Kea special fund and Mauna Kea natural area reserve special fund.

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

