

THE SENATE
KA 'AHA KENEKOA

THE THIRTY-SECOND LEGISLATURE
REGULAR SESSION OF 2023

COMMITTEE ON WATER AND LAND

Senator Lorraine R. Inouye, Chair
Senator Brandon J.C. Elefante, Vice Chair

NOTICE OF HEARING

DATE: Monday, February 13, 2023
TIME: 12:30 PM
PLACE: Conference Room 229 & Videoconference
State Capitol
415 South Beretania Street

**PHOTO ID REQUIRED FOR ENTRANCE TO THE STATE CAPITOL
BUILDING HOURS: 7AM TO 5PM, MONDAY - FRIDAY**

Face masks are recommended while visiting the State Capitol and may be required in some offices.
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These policies are subject to change and may be adjusted based on evolving COVID-19 guidelines.
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The Legislature is accepting written, videoconference, and in-person testimony at public hearings.
A live stream of all Senate Standing Committee meetings will be available on the [Senate YouTube Channel](#).

A G E N D A

SB 66 Status & Testimony	RELATING TO FISHING SAFETY. Prohibits purposeful harassment with the intent to prevent the taking of fish by persons who are fishing in state waters.	WTL, JDC
SB 1264 Status & Testimony	RELATING TO COMMERCIAL FISHING. Authorizes the department of land and natural resources to establish limited entry commercial fisheries where appropriate or necessary to ensure certain commercial fisheries throughout the State remain healthy and sustainable while balancing the important economic role of commercial fisheries in the State.	WTL, CPN/WAM
SB 44 Status & Testimony	RELATING TO STATE WATER CODE PENALTIES. Adds a minimum penalty of \$50 per violation of the State Water Code and makes each day that a violation exists or continues a separate offense. Requires the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation.	WTL, JDC/WAM
SB 1377 Status & Testimony	RELATING TO WATER POLLUTION CONTROL. Revises chapter 342D, Hawaii Revised Statutes, to add wetlands to the definition of State waters, clarifies the Director of Health's role as a certifying agency including enforcement of water quality certifications, and increases certain statutory civil penalties.	WTL, JDC/WAM

<p>SB 1386 Status & Testimony</p>	<p>RELATING TO DECLARATION OF WATER SHORTAGE AND EMERGENCY. Clarifies the conditions, manner, and areas in which the Commission on Water Resource Management of the Department of Land and Natural Resources can declare water shortages and emergencies.</p>	<p>WTL, JDC</p>
<p>SB 1066 Status & Testimony</p>	<p>RELATING TO FRESH WATER SECURITY. Establishes within the Department of Land and Natural Resources a Water Security Working Group to study and recommend priority capital improvement projects for legislative consideration and approval that leverage public-private investment to increase Hawaii's water security. Makes an appropriation.</p>	<p>WTL, WAM</p>
<p>SB 1459 Status & Testimony</p>	<p>RELATING TO ENVIRONMENTAL PROTECTION. Establishes a task force to examine the consequences of drinking water contamination detected at the Waipahu Wells II Granular Activated Carbon Treatment Facility. Appropriates funds.</p>	<p>WTL, WAM</p>
<p>SB 790 Status & Testimony</p>	<p>RELATING TO PROTECTION OF STREAMS. Prohibits dispositions that authorize diverting water from East Maui county streams for commercial purposes, except for existing water uses by the Maui County Department of Water Supply.</p>	<p>WTL, WAM/JDC</p>
<p>SB 1064 Status & Testimony</p>	<p>RELATING TO DAM AND APPURTENANCE SAFETY. Establishes the dam and appurtenance loan and grant programs for plans, design, construction, and equipment that is used to improve deficient dams and appurtenances as determined by the Department of Land and Natural Resources and approved by the Board of Land and Natural Resources. Specifies eligibility requirements for dam and appurtenance improvement grants. Establishes the dam and appurtenance improvement tax credit for expenditures for dam and appurtenance improvements that bring dams and appurtenances up to code. Appropriates funds.</p>	<p>WTL, WAM</p>
<p>SB 1153 Status & Testimony</p>	<p>RELATING TO HONOLUA BAY. Establishes the Honolua Bay Special Fund for conservation purposes and the upkeep and maintenance of Lipoa Point. Establishes a Honolua Bay Advisory Board to administer the Honolua Bay Special Fund and oversee the conservation of Honolua Bay. Requires the Department of Land and Natural Resources to include and incorporate Honolua Bay into the Division of State Parks' online reservation system. Makes an appropriation.</p>	<p>WTL, WAM</p>
<p>SB 770 Status & Testimony</p>	<p>RELATING TO BEACH PARK RESTORATION. Appropriates funds for a grant-in-aid to the County of Hawaii to hire an engineering firm to study, plan, assist, and conduct preliminary design and concept work for a two-phase project to restore the Kahaluu Beach Park in the County of Hawaii. Conditions the appropriation on the County of Hawaii contribution of matching funds.</p>	<p>WTL, WAM</p>

<p>SB 772 Status & Testimony</p>	<p>RELATING TO MARINE LIFE CONSERVATION DISTRICTS. Requires the Department of Land and Natural Resources to establish and conduct the Marine Life Conservation District Carrying Capacity Program. Requires the Department of Land and Natural Resources to submit reports to the Legislature. Appropriates funds.</p>	<p>WTL, WAM</p>
<p>SB 1083 Status & Testimony</p>	<p>RELATING TO CORAL REEF INSURANCE. Appropriates funds for a three-year continuation of the wind-generated storm damage reef-insurance policy purchased by The Nature Conservancy in November 2022.</p>	<p>WTL, WAM</p>
<p>SB 1254 Status & Testimony</p>	<p>RELATING TO THE KAIWI COAST. Designates the Kaiwi Coast Scenic Shoreline and adjacent lands as the Kaiwi Coast State Park. Establishes protection and directions for land management and positions within the Department of Land and Natural Resources. Appropriates funds.</p>	<p>WTL, WAM</p>
<p>SB 1258 Status & Testimony</p>	<p>RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES. Requires the department of land and natural resources to develop and implement a management system for Ka'ena point state park, Makua, and Keawa'ula regions. Appropriates funds.</p>	<p>WTL, WAM</p>
<p>SB 1475 Status & Testimony</p>	<p>RELATING TO PORT INFRASTRUCTURE. Requires the department of land and natural resources to create a strategic plan for maintenance dredging of important port and harbor locations and report the plan to the legislature. Requires the department of land and natural resources to complete a minimum of two projects identified in the strategic plan. Appropriates funds.</p>	<p>WTL, WAM</p>

Decision Making to follow, if time permits.

All testimony received by the Hawai'i Senate is posted on the Hawai'i Legislature's website, which is accessible to the public. Please do not include private information that you do not want disclosed to the public.

Please go to the Legislature's website, www.capitol.hawaii.gov, to submit **written testimony** at least 24 hours prior to the hearing. Create a free account on the website, or sign in to an existing account, then click on the "Participate" drop down menu and select the "Submit Testimony" option to get started. While submitting your written testimony, you will be prompted to indicate if you would also like to testify at the hearing in-person or remotely via videoconference.

Please note the following:

- The number of oral testifiers and/or time allotted to each testifier may be limited by the Chair when necessary to adhere to the committee hearing schedule. We may not be able to accommodate everyone who requests to testify orally.
- Testifiers for this hearing will be limited to **1 minutes** each.

If you wish to **testify via videoconference** during the hearing, please review the detailed step-by-step instructions for testimony procedures before you submit your written testimony. Here's a direct link to the instructions: <https://capitol.hawaii.gov/docs/testimonyinstructions.pdf>

For general help navigating the committee hearing process, please contact the Public Access Room at (808) 587-0478 or par@capitol.hawaii.gov. You can also visit their website at <https://lrh.hawaii.gov/par/>.

For special assistance: The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e., interpretive services (oral or written) or ASL interpreter), or are unable to submit testimony via the website due to a disability, please contact the committee at WTLcommittee@capitol.hawaii.gov at least 24 hours prior to the hearing.

For amended notices: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 586-8399.

Senator Lorraine R. Inouye
Chair