
A BILL FOR AN ACT

RELATING TO ECONOMIC DEVELOPMENT.

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

1 SECTION 1. The legislature finds that the Hawaii tourism
2 authority has failed to effectively execute its duties and
3 functions manage the tourism marketing plan for the State.

4 In 2021, the legislature repealed the Hawaii tourism
5 authority's exemption from the State procurement code through
6 Act 1, Special Session Laws of Hawaii 2021. As a result, all
7 procurements by the Hawaii tourism authority must comply with
8 the state procurement code.

9 Due to the mismanagement by the Hawaii tourism authority,
10 the award of a \$34,000,000 contract for the marketing of Hawaii
11 as a tourism destination to the United States major market area
12 has been in limbo since 2021. This situation has been widely
13 publicized and has demonstrated the Hawaii tourism authority's
14 noncompliance with the state procurement code.

15 The legislature additionally finds that, prior to the
16 establishment of the Hawaii tourism authority, the department of
17 business, economic development, and tourism managed the tourism



1 marketing contracts for the State. To re-establish public
2 confidence in the State procurement process, the legislature
3 finds that it is necessary and appropriate to dissolve the
4 Hawaii tourism authority and transfer its duties and functions
5 to the department of business, economic development, and
6 tourism.

7 Accordingly, the purpose of this Act is to:

- 8 (1) Establish an office of tourism and destination
9 management within the department of business, economic
10 development, and tourism that encompasses regenerative
11 tourism and best practice destination management;
- 12 (2) Transfer the functions, duties, appropriations, and
13 positions of the Hawaii tourism authority to the
14 office of tourism and destination management;
- 15 (3) Require the office of tourism and destination
16 management to implement certain county destination
17 management action plans;
- 18 (4) Dissolve the Hawaii tourism authority; and
- 19 (5) Appropriate funds.



1 SECTION 2. Chapter 201, Hawaii Revised Statutes, is
2 amended by adding a new part to be appropriately designated and
3 to read as follows:

4 "PART . OFFICE OF TOURISM AND DESTINATION MANAGEMENT

5 §201-A Definitions. As used in this part:

6 "Administrator" means the administrator of tourism and
7 destination management.

8 "Agency" means any agency, department, authority, board,
9 commission, the University of Hawaii, or any other unit of the
10 State or its political subdivisions.

11 "Best practice destination management" means a holistic
12 process that ensures that tourism adds value to the economy,
13 social fabric, and ecology of communities.

14 "Convention center facility" or "convention center" means
15 the Hawaii Convention Center.

16 "Director" means the director of business, economic
17 development, and tourism.

18 "Hawaii brand" means the programs that collectively
19 differentiate the Hawaii experience from other destinations.

20 "Office" means the office of tourism and destination
21 management established under section 201-B.



1 "Regenerative tourism" means tourism that focuses on
2 reducing the harm associated with tourism, and restoring the
3 natural environment from the harm already done by tourism,
4 through collective holistic efforts to:

- 5 (1) Make net positive contributions;
- 6 (2) Create conditions that allow communities to flourish;
- 7 and
- 8 (3) Improve destinations for current and future
9 generations for the well-being of the environment,
10 residents, indigenous communities, and visitors.

11 **§201-B Office of tourism and destination management;**
12 **establishment; responsibilities.** (a) There is established
13 within the department an office of tourism and destination
14 management to:

- 15 (1) Create, design, and implement a long-range strategic
16 plan for tourism in Hawaii;
- 17 (2) Grow and enhance the tourism industry in the State;
18 provided that the office's initiatives shall follow
19 best practice destination management practices and
20 integrate regenerative tourism;



- 1 (3) Conduct strategic research through contractual
2 services with the University of Hawaii or any
3 qualified agency or persons that target social,
4 economic, cultural, and environmental aspects of
5 tourism development in the State;
- 6 (4) Provide technical or other assistance to agencies and
7 private industry upon request;
- 8 (5) Focus on perpetuating the uniqueness of the Native
9 Hawaiian culture and community, and their significance
10 to the quality of the visitor experience, by ensuring
11 that:
 - 12 (A) The Hawaiian culture is accurately portrayed by
13 Hawaii's visitor industry;
 - 14 (B) Hawaiian language is supported and normalized as
15 an official language of the State as well as the
16 foundation of the host culture that attracts
17 visitors to Hawaii;
 - 18 (C) Hawaiian cultural practitioners and cultural
19 sites that give value to Hawaii's heritage are
20 supported, nurtured, and engaged in sustaining
21 the visitor industry; and



1 (D) A Native Hawaiian cultural education and training
2 program is provided for the members of the
3 visitor industry workforce who have direct
4 contact with visitors; and

5 (6) Review annually the expenditure of public funds by any
6 visitor industry organization that contracts with the
7 office to implement tourism promotion, development,
8 and management and make recommendations necessary to
9 ensure the effective use of the funds for the
10 development and management of tourism.

11 (b) There is established within the office of tourism and
12 destination management:

13 (1) A tourism and marketing branch to carry out the duties
14 and functions of the office relating to tourism and
15 marketing;

16 (2) A convention center branch to manage the convention
17 center and administer the convention center enterprise
18 special fund; and

19 (3) A destination management branch to deliver and
20 administer programs that support best practice
21 destination management in the State.



1 (c) There shall be an administrator of tourism and
2 destination management, who shall be appointed, and may be
3 removed by the director, and who shall have knowledge,
4 experience, and expertise in the area of accommodations,
5 transportation, retail, entertainment, or attractions. The
6 administrator shall be responsible for the day-to-day operations
7 of the office. The administrator shall report to the director.
8 The administrator shall, in the absence of the director, have
9 all the duties and responsibilities of the director, and shall
10 report directly to the governor. The administrator shall not be
11 subject to chapter 76.

12 **§201-C Powers and functions, generally.** (a) Except as
13 otherwise limited by this part, the office may:

- 14 (1) Sue and be sued;
- 15 (2) Make and alter bylaws for its organization and
16 internal management;
- 17 (3) Procure insurance against any loss in connection with
18 its property and other assets and operations in
19 amounts and from insurers as it deems desirable;



- 1 (4) Contract for or accept revenues, compensation,
2 proceeds, and gifts or grants in any form from any
3 public agency or any other source;
- 4 (5) Design, coordinate, and implement state policies and
5 directions for tourism and related activities taking
6 into account the economic, social, cultural, and
7 physical impacts of tourism on the State, Hawaii's
8 natural environment, areas frequented by visitors,
9 best practice destination management, and regenerative
10 tourism;
- 11 (6) Have a permanent and strong focus on Hawaii brand
12 management;
- 13 (7) Coordinate all agencies and engage the private sector
14 in the development of tourism-related activities and
15 resources;
- 16 (8) Work to eliminate or reduce barriers to travel by
17 providing a positive and competitive business
18 environment, including coordination with the
19 department of transportation on issues affecting
20 airlines and air route development;



- 1 (9) Market and promote sports-related and entertainment-
2 related activities and events;
- 3 (10) Coordinate the development of new products with the
4 counties and other persons in the public sector and
5 private sector, including the development of sports,
6 cultural, health and wellness, education, technology,
7 agriculture, and environmental tourism;
- 8 (11) Establish:
- 9 (A) A public information and educational program to
10 inform the public of tourism and tourism-related
11 problems; and
- 12 (B) A program to monitor, investigate, and respond to
13 complaints about problems resulting directly or
14 indirectly from the tourism industry and taking
15 appropriate action as necessary;
- 16 (12) Encourage and engage in the development of tourism
17 education, training, and career counseling programs;
- 18 (13) Develop and implement emergency measures to respond to
19 any adverse effects on the tourism industry, pursuant
20 to section 201-I;



- 1 (14) Set and collect rents, fees, charges, or other
2 payments for the lease, use, occupancy, or disposition
3 of the convention center facility without regard to
4 chapter 91;
- 5 (15) Notwithstanding chapter 171, acquire, lease as lessee
6 or lessor, own, rent, hold, and dispose of the
7 convention center facility in the exercise of its
8 powers and the performance of its duties under this
9 part;
- 10 (16) Acquire by purchase, lease, or otherwise, and develop,
11 construct, operate, own, manage, repair, reconstruct,
12 enlarge, or otherwise effectuate, either directly or
13 through developers, a convention center facility; and
- 14 (17) Adopt rules in accordance with chapter 91 with respect
15 to its projects, operations, properties, and
16 facilities.
- 17 (b) Except as otherwise limited by this part, the office
18 may, through the director:
- 19 (1) Make and execute contracts and all other instruments
20 necessary or convenient for the exercise of its powers
21 and functions under this part; provided that the



1 office may enter into contracts and agreements for a
2 period of up to five years, subject to the
3 availability of funds; provided further that the
4 office may enter into agreements for the use of the
5 convention center facility for a period of up to ten
6 years;

7 (2) Represent the office in communications with the
8 governor and the legislature;

9 (3) Provide for the appointment of an administrator,
10 officers, agents, a sports coordinator, and employees,
11 prescribing their duties and qualifications, and
12 fixing their salaries, without regard to chapters 76
13 and 78, if funds have been appropriated by the
14 legislature and allotted as provided by law;

15 (4) Purchase supplies, equipment, or furniture;

16 (5) Allocate the space or spaces that are to be occupied
17 by the office and appropriate staff;

18 (6) Engage the services of qualified persons to implement
19 the State's strategic tourism management plan or
20 portions thereof as determined by the office; and



1 (7) Engage the services of consultants on a contractual
2 basis for rendering professional and technical
3 assistance and advice.

4 (c) The office may enter into contracts and agreements
5 that include the following:

- 6 (1) Tourism promotion, development, and management;
- 7 (2) Product development and diversification issues focused
8 on visitors;
- 9 (3) Promotion, development, and coordination of sports-
10 related and entertainment-related activities and
11 events;
- 12 (4) Promotion of Hawaii, through a coordinated statewide
13 effort, as a place to do business, including high
14 technology business, and as a business destination;
- 15 (5) Reduction of barriers to travel;
- 16 (6) Marketing, management, use, operation, or maintenance
17 of the convention center facility, including the
18 purchase or sale of goods or services, logo items,
19 concessions, sponsorships, and license agreements, or
20 any use of the convention center facility as a
21 commercial enterprise; provided that contracts issued



1 pursuant to this paragraph for the marketing of all
2 uses of the convention center facility may be issued
3 separately from the management, use, operation, or
4 maintenance of the facility;

5 (7) Tourism research, market development-related research,
6 and statistics to:

7 (A) Measure and analyze tourism trends;

8 (B) Provide information and research to assist in the
9 development and implementation of state tourism
10 policy; and

11 (C) Provide tourism information on:

12 (i) Visitor arrivals, visitor characteristics,
13 and expenditures;

14 (ii) The number of transient accommodation units
15 available, occupancy rates, and room rates;

16 (iii) Airline-related data, including seat
17 capacity and number of flights;

18 (iv) The economic, social, and physical impacts
19 of tourism on the State; and

20 (v) The effects of the office's strategic

21 tourism management plan on the measures of



1 effectiveness developed pursuant to section
2 201-D; and

3 (8) Any and all other activities necessary to carry out
4 the intent of this part.

5 (d) The office may delegate to staff the responsibility
6 for soliciting, awarding, and executing contracts and for
7 monitoring and facilitating any and all contracts and agreements
8 developed in accordance with subsection (c).

9 (e) Where public disclosure of information gathered or
10 developed by the office may place a business at a competitive
11 disadvantage or may impair or frustrate the office's ability to
12 either compete as a visitor destination or obtain or utilize
13 information for a legitimate government function, the office may
14 withhold from public disclosure competitively sensitive
15 information, including:

16 (1) Completed survey forms and questionnaire forms;

17 (2) Coding sheets; and

18 (3) Database records of the information.

19 (f) The office shall do any and all things necessary to
20 carry out its purposes, to exercise the powers and



1 responsibilities given in this part, and to perform other
2 functions required or authorized by law.

3 (g) The powers and functions granted to and exercised by
4 the office under this part are declared to be public and
5 governmental functions, exercised for a public purpose, and
6 matters of public necessity.

7 **§201-D Strategic tourism management plan; measures of**
8 **effectiveness.** (a) The office shall be responsible for
9 developing a strategic tourism management plan that promotes
10 tourism marketing, complies with best practice destination
11 management, and promotes regenerative tourism. The plan shall
12 be a single, comprehensive document that shall be updated
13 annually and include the following:

- 14 (1) Statewide Hawaii brand management efforts and
15 programs;
- 16 (2) Targeted markets;
- 17 (3) Efforts to enter into Hawaii brand management projects
18 that make effective use of cooperative programs;
- 19 (4) Program performance goals and targets that can be
20 monitored as market gauges and used as attributes to
21 evaluate the office's programs; and



1 (5) The office's guidance and direction for the
2 development and coordination of promotional and
3 marketing programs that build and promote the Hawaii
4 brand, which shall be implemented through county
5 contracts and agreements with destination marketing
6 organizations or other qualified organizations,
7 including:

- 8 (A) Target markets and the results being sought;
- 9 (B) Key performance indicators; and
- 10 (C) Private sector collaborative or cooperative
11 efforts that may be required.

12 (b) In accordance with subsection (a), the office shall
13 develop measures of effectiveness to assess the overall benefits
14 and effectiveness of the strategic tourism management plan and
15 include documentation of the progress of the strategic tourism
16 management plan toward achieving the office's strategic plan
17 goals.

18 **§201-E Destination management action plan; objectives;**
19 **county destination management action plans.** To meet the
20 destination management objectives for each county, the office



1 shall perform the actions specified in each of the following
2 three-year plans:

- 3 (1) Oahu destination management action plan;
- 4 (2) Maui Nui destination management action plan;
- 5 (3) Hawaii island destination management action plan; and
- 6 (4) Kauai destination management action plan,

7 during the specified phases.

8 **§201-F Assistance by state and county agencies; advisory**
9 **group.** (a) Any state or county agency may render services upon
10 request of the office.

11 (b) The office may establish an advisory group that may
12 meet monthly or as the office deems necessary and may include
13 the director, director of transportation, chair of the board of
14 land and natural resources, chairperson of the board of trustees
15 of the office of Hawaiian affairs, executive director of the
16 state foundation on culture and the arts, and chair of the
17 school of travel industry management of the University of Hawaii
18 to advise the office on matters relating to their respective
19 departments or agency in the preparation and execution of
20 suggested:



- 1 (1) Measures to respond to tourism emergencies pursuant to
2 section 201-I;
- 3 (2) Programs for the management, improvement, and
4 protection of Hawaii's natural environment and other
5 areas frequented by visitors and residents;
- 6 (3) Measures to address issues affecting airlines, air
7 routes, and barriers to travel to Hawaii;
- 8 (4) Programs to perpetuate the culture of Hawaii and
9 engage local communities to sustain and preserve the
10 Native Hawaiian culture; and
- 11 (5) Programs that include tourism marketing, best practice
12 destination management, and regenerative tourism as
13 part of an overall strategic tourism management plan.
- 14 **§201-G Applicability of Hawaii public procurement code;**
15 **convention center contractor; construction contracts.** The
16 construction contracts for the maintenance of the convention
17 center facility by the private contractor that operates the
18 convention center, by its direct or indirect receipt of, and its
19 expenditure of, public funds from the department or the office,
20 or both, shall be subject to part III of chapter 103D.



1 §201-H Convention center enterprise special fund. (a)

2 There is established in the state treasury the convention center
3 enterprise special fund, into which shall be deposited:

- 4 (1) A portion of the revenues from the transient
5 accommodations tax, as provided by section 237D-6.5;
- 6 (2) All revenues or moneys derived from the operations of
7 the convention center to include all revenues from the
8 food and beverage service, all revenues from the
9 parking facilities or from any concession, and all
10 revenues from the sale of souvenirs, logo items, or
11 any other items offered for purchase at the convention
12 center;
- 13 (3) Private contributions, interest, compensation, gross
14 or net revenues, proceeds, or other moneys derived
15 from any source or for any purpose arising from the
16 use of the convention center facility; and
- 17 (4) Appropriations by the legislature for marketing the
18 facility pursuant to section 201-C(c)(7).

19 (b) Moneys in the convention center enterprise special
20 fund shall be used by the office for:



- 1 (1) The payment of expenses arising from any and all use,
2 operation, maintenance, alteration, improvement, or
3 any unforeseen or unplanned repairs of the convention
4 center, including without limitation the food and
5 beverage service and parking service provided at the
6 convention center facility;
- 7 (2) The sale of souvenirs, logo items, or other items;
- 8 (3) Any future major repair, maintenance, and improvement
9 of the convention center facility as a commercial
10 enterprise or as a world class facility for
11 conventions, entertainment, or public events; and
- 12 (4) Marketing the facility pursuant to section 201-
13 C(c) (7) .
- 14 (c) Moneys in the convention center enterprise special
15 fund may be:
 - 16 (1) Placed in interest-bearing accounts; provided that the
17 depository in which the money is deposited furnishes
18 security as provided in section 38-3; or
 - 19 (2) Otherwise invested by the office until the time the
20 moneys may be needed; provided that the office shall



1 limit its investments to those listed in section 36-
2 21.

3 All interest accruing from investment of the moneys shall be
4 credited to the convention center enterprise special fund.

5 **§201-I Tourism emergency.** (a) If the director determines
6 that the occurrence of a world conflict, terrorist threat,
7 national or global economic crisis, natural disaster, outbreak
8 of disease, or other catastrophic event adversely affects
9 Hawaii's tourism industry by resulting in a substantial
10 interruption in the commerce of the State and adversely
11 affecting the welfare of its people, the director shall submit a
12 request to the governor to declare that a tourism emergency
13 exists.

14 (b) Upon declaration by the governor that a tourism
15 emergency exists pursuant to subsection (a), the office shall
16 develop and implement measures to respond to the tourism
17 emergency, including providing assistance to visitors during the
18 emergency; provided that any tourism emergency response measure
19 implemented pursuant to this subsection shall not include any
20 provision that would adversely affect the organized labor force
21 in tourism-related industries. With respect to a national or



1 global economic crisis only, in addition to the governor's
2 declaration of the existence of a tourism emergency, no action
3 in response to the tourism emergency declaration may be taken by
4 the office without the governor's express approval.

5 **§201-J Tourism emergency special fund.** (a) There is
6 established outside the state treasury a tourism emergency
7 special fund to be administered by the director, into which
8 shall be deposited the revenues prescribed by section
9 237D-6.5(b) and all investment earnings credited to the assets
10 of the fund.

11 (b) Moneys in the special fund shall be used exclusively
12 to provide for the development and implementation of emergency
13 measures to respond to any tourism emergency pursuant to section
14 201-I, including providing emergency assistance to visitors
15 during the tourism emergency.

16 (c) Use of the special fund, consistent with subsection
17 (b), shall be provided for in articles, bylaws, resolutions, or
18 other instruments executed by the director as administrator for
19 the special fund.

20 **§201-K Exemption from taxation.** All revenues and receipts
21 derived by the office from any project or a project agreement or



1 other agreement pertaining thereto shall be exempt from all
2 state taxation. Any right, title, and interest of the office in
3 any project shall also be exempt from all state taxation.

4 Except as otherwise provided by law, the interest of a qualified
5 person or other user of a project or a project agreement or
6 other agreements related to a project shall not be exempt from
7 taxation to a greater extent than it would be if the costs of
8 the project were directly financed by the qualified person or
9 user.

10 **§201-L Private attorneys.** (a) The director may appoint
11 or retain by contract one or more attorneys who are independent
12 of the attorney general to provide legal services for the office
13 solely in cases of contract negotiations in which the attorney
14 general lacks sufficient expertise; provided that the
15 independent attorney shall consult and work in conjunction with
16 the designated deputy attorney general assigned to the office.

17 (b) The director may fix the compensation of the attorneys
18 appointed or retained pursuant to this section. Attorneys
19 appointed or retained by contract shall be exempt from chapters
20 76, 78, and 88.



1 §201-M Court proceedings; preferences; venue. (a) Any
2 action or proceeding to which the office, the State, or the
3 county may be a party, in which any question arises as to the
4 validity of this part, shall be preferred over all other civil
5 cases, except election cases, in the circuit court of the
6 circuit where the case or controversy arises, and shall be heard
7 and determined in preference to all other civil cases pending
8 therein except election cases, irrespective of position on the
9 calendar.

10 (b) Upon application of counsel to the office, the same
11 preference shall be granted in any action or proceeding
12 questioning the validity of this part in which the office may be
13 allowed to intervene.

14 (c) Any action or proceeding to which the office, the
15 State, or the county may be party, in which any question arises
16 as to the validity of this part or any portion of this part, or
17 any action of the office may be filed in the circuit court of
18 the circuit where the case or controversy arises, which court is
19 hereby vested with original jurisdiction over the action.



1 (d) Notwithstanding any provision of law to the contrary,
2 declaratory relief from the circuit court may be obtained for
3 any action.

4 (e) Any party aggrieved by the decision of the circuit
5 court may appeal in accordance with part I of chapter 641 and
6 the appeal shall be given priority.

7 §201-N Annual report. The office shall submit a complete
8 and detailed report of its activities, expenditures, and
9 results, including the progress of the strategic tourism
10 management plan, developed pursuant to section 201-D, toward
11 achieving the office's strategic plan goals, to the governor and
12 the legislature at least twenty days prior to the convening of
13 each regular session. The annual report shall include the
14 descriptions and evaluations of programs funded, any contracts
15 and agreements entered into by the office during the calendar
16 year, and any recommendations the office may make."

17 SECTION 3. Section 28-8.3, Hawaii Revised Statutes, is
18 amended as follows:

19 1. By amending subsection (a) to read:

20 "(a) No department of the State other than the attorney
21 general may employ or retain any attorney, by contract or



1 otherwise, for the purpose of representing the State or the
2 department in any litigation, rendering legal counsel to the
3 department, or drafting legal documents for the department;
4 provided that the foregoing provision shall not apply to the
5 employment or retention of attorneys:

6 (1) By the public utilities commission, the labor and
7 industrial relations appeals board, and the Hawaii
8 labor relations board;

9 (2) By any court or judicial or legislative office of the
10 State; provided that if the attorney general is
11 requested to provide representation to a court or
12 judicial office by the chief justice or the chief
13 justice's designee, or to a legislative office by the
14 speaker of the house of representatives and the
15 president of the senate jointly, and the attorney
16 general declines to provide such representation on the
17 grounds of conflict of interest, the attorney general
18 shall retain an attorney for the court, judicial, or
19 legislative office, subject to approval by the court,
20 judicial, or legislative office;

21 (3) By the legislative reference bureau;



- 1 (4) By any compilation commission that may be constituted
- 2 from time to time;
- 3 (5) By the real estate commission for any action involving
- 4 the real estate recovery fund;
- 5 (6) By the contractors license board for any action
- 6 involving the contractors recovery fund;
- 7 (7) By the office of Hawaiian affairs;
- 8 (8) By the department of commerce and consumer affairs for
- 9 the enforcement of violations of chapters 480 and
- 10 485A;
- 11 (9) As grand jury counsel;
- 12 (10) By the Hawaii health systems corporation, or its
- 13 regional system boards, or any of their facilities;
- 14 (11) By the auditor;
- 15 (12) By the office of ombudsman;
- 16 (13) By the insurance division;
- 17 (14) By the University of Hawaii;
- 18 (15) By the Kahoolawe island reserve commission;
- 19 (16) By the division of consumer advocacy;
- 20 (17) By the office of elections;
- 21 (18) By the campaign spending commission;



1 (19) By the [~~Hawaii tourism authority, as provided in~~
2 ~~section 201B-2.5,~~] office of tourism and destination
3 management, as provided in section 201-L;

4 (20) By the division of financial institutions;

5 (21) By the office of information practices;

6 (22) By the school facilities authority;

7 (23) By the Mauna Kea stewardship and oversight authority;

8 or

9 (24) By a department, if the attorney general, for reasons
10 deemed by the attorney general to be good and
11 sufficient, declines to employ or retain an attorney
12 for a department; provided that the governor waives
13 the provision of this section."

14 2. By amending subsection (c) to read:

15 "(c) Every attorney employed by any department on a full-
16 time basis, except an attorney employed by the public utilities
17 commission, the labor and industrial relations appeals board,
18 the Hawaii labor relations board, the office of Hawaiian
19 affairs, the Hawaii health systems corporation or its regional
20 system boards, the department of commerce and consumer affairs
21 in prosecution of consumer complaints, insurance division, the



1 division of consumer advocacy, the University of Hawaii, [~~the~~
2 ~~Hawaii tourism authority as provided in section 201B-2.5,~~]
3 office of tourism and destination management, as provided in
4 section 201-L, the Mauna Kea stewardship and oversight
5 authority, the office of information practices, or as grand jury
6 counsel, shall be a deputy attorney general."

7 SECTION 4. Section 36-27, Hawaii Revised Statutes, is
8 amended by amending subsection (a) to read as follows:

9 "(a) Except as provided in this section, and
10 notwithstanding any other law to the contrary, from time to
11 time, the director of finance, for the purpose of defraying the
12 prorated estimate of central service expenses of government in
13 relation to all special funds, except the:

- 14 (1) Special out-of-school time instructional program fund
15 under section 302A-1310;
- 16 (2) School cafeteria special funds of the department of
17 education;
- 18 (3) Special funds of the University of Hawaii;
- 19 (4) Convention center enterprise special fund under
20 section [~~201B-8,~~] 201-H;
- 21 (5) Special funds established by section 206E-6;



- 1 (6) Aloha Tower fund created by section 206J-17;
- 2 (7) Funds of the employees' retirement system created by
3 section 88-109;
- 4 (8) Hawaii hurricane relief fund established under chapter
5 431P;
- 6 (9) Hawaii health systems corporation special funds and
7 the subaccounts of its regional system boards;
- 8 (10) Universal service fund established under section 269-
9 42;
- 10 (11) Emergency and budget reserve fund under section 328L-
11 3;
- 12 (12) Public schools special fees and charges fund under
13 section 302A-1130;
- 14 (13) Sport fish special fund under section 187A-9.5;
- 15 (14) Neurotrauma special fund under section 321H-4;
- 16 (15) Glass advance disposal fee established by section
17 342G-82;
- 18 (16) Center for nursing special fund under section 304A-
19 2163;
- 20 (17) Passenger facility charge special fund established by
21 section 261-5.5;



- 1 (18) Solicitation of funds for charitable purposes special
2 fund established by section 467B-15;
- 3 (19) Land conservation fund established by section 173A-5;
- 4 (20) Court interpreting services revolving fund under
5 section 607-1.5;
- 6 (21) Trauma system special fund under section 321-22.5;
- 7 (22) Hawaii cancer research special fund;
- 8 (23) Community health centers special fund;
- 9 (24) Emergency medical services special fund;
- 10 (25) Rental motor vehicle customer facility charge special
11 fund established under section 261-5.6;
- 12 (26) Shared services technology special fund under section
13 27-43;
- 14 (27) Automated victim information and notification system
15 special fund established under section 353-136;
- 16 (28) Deposit beverage container deposit special fund under
17 section 342G-104;
- 18 (29) Hospital sustainability program special fund under
19 section 346G-4;
- 20 (30) Nursing facility sustainability program special fund
21 under section 346F-4;



1 (31) Hawaii 3R's school improvement fund under section
2 302A-1502.4;

3 (32) After-school plus program revolving fund under section
4 302A-1149.5;

5 (33) Civil monetary penalty special fund under section 321-
6 30.2; and

7 ~~[+]~~ (34) ~~[+]~~ Stadium development special fund under section 109-
8 3.5,

9 shall deduct five per cent of all receipts of all other special
10 funds, which deduction shall be transferred to the general fund
11 of the State and become general realizations of the State. All
12 officers of the State and other persons having power to allocate
13 or disburse any special funds shall cooperate with the director
14 in effecting these transfers. To determine the proper revenue
15 base upon which the central service assessment is to be
16 calculated, the director shall adopt rules pursuant to chapter
17 91 for the purpose of suspending or limiting the application of
18 the central service assessment of any fund. No later than
19 twenty days prior to the convening of each regular session of
20 the legislature, the director shall report all central service
21 assessments made during the preceding fiscal year."



1 SECTION 5. Section 36-30, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Each special fund, except the:

4 (1) Special out-of-school time instructional program fund
5 under section 302A-1310;

6 (2) School cafeteria special funds of the department of
7 education;

8 (3) Special funds of the University of Hawaii;

9 (4) Special funds established by section 206E-6;

10 (5) Aloha Tower fund created by section 206J-17;

11 (6) Funds of the employees' retirement system created by
12 section 88-109;

13 (7) Hawaii hurricane relief fund established under chapter
14 431P;

15 (8) Convention center enterprise special fund established
16 under section [~~201B-87~~] 201-H;

17 (9) Hawaii health systems corporation special funds and
18 the subaccounts of its regional system boards;

19 (10) Universal service fund established under section 269-
20 42;



- 1 (11) Emergency and budget reserve fund under section 328L-
- 2 3;
- 3 (12) Public schools special fees and charges fund under
- 4 section 302A-1130;
- 5 (13) Sport fish special fund under section 187A-9.5;
- 6 (14) Neurotrauma special fund under section 321H-4;
- 7 (15) Center for nursing special fund under section 304A-
- 8 2163;
- 9 (16) Passenger facility charge special fund established by
- 10 section 261-5.5;
- 11 (17) Court interpreting services revolving fund under
- 12 section 607-1.5;
- 13 (18) Trauma system special fund under section 321-22.5;
- 14 (19) Hawaii cancer research special fund;
- 15 (20) Community health centers special fund;
- 16 (21) Emergency medical services special fund;
- 17 (22) Rental motor vehicle customer facility charge special
- 18 fund established under section 261-5.6;
- 19 (23) Shared services technology special fund under section
- 20 27-43;



- 1 (24) Nursing facility sustainability program special fund
2 established pursuant to section 346F-4;
- 3 (25) Automated victim information and notification system
4 special fund established under section 353-136;
- 5 (26) Hospital sustainability program special fund under
6 section 346G-4;
- 7 (27) Civil monetary penalty special fund under section 321-
8 30.2; and
- 9 [+](28) [+](28) Stadium development special fund under section 109-
10 3.5,
11 shall be responsible for its pro rata share of the
12 administrative expenses incurred by the department responsible
13 for the operations supported by the special fund concerned."
- 14 SECTION 6. Section 84-18, Hawaii Revised Statutes, is
15 amended by amending subsection (e) to read as follows:
- 16 "(e) Subject to the restrictions imposed in subsections
17 (a) through (d), the following individuals shall not represent
18 any person or business for a fee or other consideration
19 regarding any legislative action or administrative action, as
20 defined in section 97-1, for twelve months after termination
21 from their respective positions:



- 1 (1) The governor;
- 2 (2) The lieutenant governor;
- 3 (3) The administrative director of the State;
- 4 (4) The attorney general;
- 5 (5) The comptroller;
- 6 (6) The chairperson of the board of agriculture;
- 7 (7) The director of corrections and rehabilitation;
- 8 (8) The director of finance;
- 9 (9) The director of business, economic development, and
- 10 tourism;
- 11 (10) The director of commerce and consumer affairs;
- 12 (11) The adjutant general;
- 13 (12) The superintendent of education;
- 14 (13) The chairperson of the Hawaiian homes commission;
- 15 (14) The director of health;
- 16 (15) The director of human resources development;
- 17 (16) The director of human services;
- 18 (17) The director of labor and industrial relations;
- 19 (18) The chairperson of the board of land and natural
- 20 resources;
- 21 (19) The director of law enforcement;



- 1 (20) The director of taxation;
- 2 (21) The director of transportation;
- 3 (22) The president of the University of Hawaii;
- 4 (23) The executive administrator of the board of regents of
- 5 the University of Hawaii;
- 6 (24) The administrator of the office of Hawaiian affairs;
- 7 (25) The chief information officer;
- 8 (26) The executive director of the agribusiness development
- 9 corporation;
- 10 (27) The executive director of the campaign spending
- 11 commission;
- 12 (28) The executive director of the Hawaii community
- 13 development authority;
- 14 (29) The executive director of the Hawaii housing finance
- 15 and development corporation;
- 16 ~~[(30) The president and chief executive officer of the~~
- 17 ~~Hawaii tourism authority;~~
- 18 ~~[(31)]~~ (30) The executive officer of the public utilities
- 19 commission;
- 20 ~~[(32)]~~ (31) The state auditor;



1 ~~[(33)]~~ (32) The director of the legislative reference
2 bureau;

3 ~~[(34)]~~ (33) The ombudsman;

4 ~~[(35)]~~ (34) The permanent employees of the legislature,
5 other than persons employed in clerical, secretarial,
6 or similar positions;

7 ~~[(36)]~~ (35) The administrative director of the courts;

8 ~~[(37)]~~ (36) The executive director of the state ethics
9 commission;

10 ~~[(38)]~~ (37) The executive officer of the state land use
11 commission;

12 ~~[(39)]~~ (38) The executive director of the natural energy
13 laboratory of Hawaii authority;

14 ~~[(40)]~~ (39) The executive director of the Hawaii public
15 housing authority; and

16 ~~[(41)]~~ (40) The first deputy to the chairperson of the
17 commission on water resource management;

18 provided that this subsection shall not apply to any person who
19 has held one of the positions listed above only on an interim or
20 acting basis and for a period of less than one hundred eighty-
21 one days."



1 SECTION 7. Section 88-9, Hawaii Revised Statutes, is
2 amended by amending subsection (d) to read as follows:

3 "(d) A retirant may be employed without reenrollment in
4 the system and suffer no loss or interruption of benefits
5 provided by the system or under chapter 87A if the retirant is
6 employed:

7 (1) As an elective officer pursuant to section 88-42.6(c)
8 or as a member of the legislature pursuant to section
9 88-73(d);

10 (2) As a juror or precinct official;

11 (3) As a part-time or temporary employee excluded from
12 membership in the system pursuant to section 88-43, as
13 a session employee excluded from membership in the
14 system pursuant to section 88-54.2 [~~as the president~~
15 ~~and chief executive officer of the Hawaii tourism~~
16 ~~authority excluded from membership in the system~~
17 ~~pursuant to section 201B-2,~~] or as any other employee
18 expressly excluded by law from membership in the
19 system; provided that:



- 1 (A) The retirant was not employed by the State or a
- 2 county during the six calendar months prior to
- 3 the first day of reemployment; and
- 4 (B) No agreement was entered into between the State
- 5 or a county and the retirant, prior to the
- 6 retirement of the retirant, for the return to
- 7 work by the retirant after retirement;
- 8 (4) In a position identified by the appropriate
- 9 jurisdiction as a labor shortage or difficult-to-fill
- 10 position; provided that:
- 11 (A) The retirant was not employed by the State or a
- 12 county during the twelve calendar months prior to
- 13 the first day of reemployment;
- 14 (B) No agreement was entered into between the State
- 15 or a county and the retirant, prior to the
- 16 retirement of the retirant, for the return to
- 17 work by the retirant after retirement; and
- 18 (C) Each employer shall contribute to the pension
- 19 accumulation fund the required percentage of the
- 20 rehired retirant's compensation to amortize the
- 21 system's unfunded actuarial accrued liability; or



1 (5) As a teacher or an administrator in a teacher shortage
2 area identified by the department of education or in a
3 charter school or as a mentor for new classroom
4 teachers; provided that:

5 (A) The retirant was not employed by the State or a
6 county during the twelve calendar months prior to
7 the first day of reemployment;

8 (B) No agreement was entered into between the State
9 or a county and the retirant prior to the
10 retirement of the retirant, for the return to
11 work by the retirant after retirement; and

12 (C) The department of education or charter school
13 shall contribute to the pension accumulation fund
14 the required percentage of the rehired retirant's
15 compensation to amortize the system's unfunded
16 actuarial accrued liability."

17 SECTION 8. Section 206E-34, Hawaii Revised Statutes, is
18 amended by amending subsection (c) to read as follows:

19 "(c) The Hawaii community development authority shall:

20 (1) Designate and develop the state-owned land for the
21 cultural public market;



- 1 (2) Accept, for consideration, input regarding the
2 establishment of the cultural public market from the
3 following departments [~~and agencies~~]:
- 4 (A) The department of agriculture;
- 5 (B) The department of business, economic development,
6 and tourism;
- 7 (C) The department of land and natural resources; and
- 8 (D) The department of labor and industrial relations;
- 9 ~~[and~~
- 10 ~~(E) The Hawaii tourism authority,]~~
- 11 (3) Consider and determine the propriety of using public-
12 private partnerships in the development and operation
13 of the cultural public market;
- 14 (4) Develop, distribute, and accept requests for proposals
15 from private entities for plans to develop and operate
16 the cultural public market; and
- 17 (5) Ensure that the Hawaiian culture is the featured
18 culture in the cultural public market."

19 SECTION 9. Section 225P-3, Hawaii Revised Statutes, is
20 amended by amending subsection (c) to read as follows:

21 "(c) The commission shall include the following members:



- 1 (1) The chairs of the standing committees of the
- 2 legislature with subject matter jurisdiction
- 3 encompassing environmental protection and land use;
- 4 (2) The chairperson of the board of land and natural
- 5 resources or the chairperson's designee, who shall be
- 6 the co-chair of the commission;
- 7 (3) The director of the office of planning and sustainable
- 8 development or the director's designee, who shall be
- 9 the co-chair of the commission;
- 10 (4) The director of business, economic development, and
- 11 tourism or the director's designee;
- 12 ~~[(5) The chairperson of the board of directors of the~~
- 13 ~~Hawaii tourism authority or the chairperson's~~
- 14 ~~designee;~~
- 15 ~~+(6)]~~ (5) The chairperson of the board of agriculture or
- 16 the chairperson's designee;
- 17 ~~+(7)]~~ (6) The chief executive officer of the office of
- 18 Hawaiian affairs or the officer's designee;
- 19 ~~+(8)]~~ (7) The chairperson of the Hawaiian homes commission
- 20 or the chairperson's designee;



- 1 [~~(9)~~] (8) The director of transportation or the director's
2 designee;
- 3 [~~(10)~~] (9) The director of health or the director's
4 designee;
- 5 [~~(11)~~] (10) The adjutant general or the adjutant general's
6 designee;
- 7 [~~(12)~~] (11) The chairperson of the board of education or the
8 chairperson's designee;
- 9 [~~(13)~~] (12) The directors of each of the county planning
10 departments, or the directors' designees; and
- 11 [~~(14)~~] (13) The manager of the coastal zone management
12 program."

13 SECTION 10. Section 237-24.75, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "**§237-24.75 Additional exemptions.** In addition to the
16 amounts exempt under section 237-24, this chapter shall not
17 apply to:

- 18 (1) Amounts received as a beverage container deposit
19 collected under chapter 342G, part VIII;
- 20 (2) Amounts received by the operator of the Hawaii
21 convention center for reimbursement of costs or



1 advances made pursuant to a contract with the [~~Hawaii~~
2 ~~tourism authority under section 201B-7,~~] office of
3 tourism and destination management under
4 subsection 201-C(c); and

- 5 (3) Amounts received by a professional employer
6 organization that is registered with the department of
7 labor and industrial relations pursuant to chapter
8 373L, from a client company equal to amounts that are
9 disbursed by the professional employer organization
10 for employee wages, salaries, payroll taxes, insurance
11 premiums, and benefits, including retirement,
12 vacation, sick leave, health benefits, and similar
13 employment benefits with respect to covered employees
14 at a client company; provided that this exemption
15 shall not apply to amounts received by a professional
16 employer organization after:

- 17 (A) Notification from the department of labor and
18 industrial relations that the professional
19 employer organization has not fulfilled or
20 maintained the registration requirements under
21 this chapter; or



1 (B) A determination by the department that the
2 professional employer organization has failed to
3 pay any tax withholding for covered employees or
4 any federal or state taxes for which the
5 professional employer organization is
6 responsible.

7 As used in this paragraph, "professional employer
8 organization", "client company", and "covered
9 employee" shall have the meanings provided in section
10 373L-1."

11 SECTION 11. Section 237D-6.5, Hawaii Revised Statutes, is
12 amended by amending subsection (b) to read as follows:

13 "(b) Except for the revenues collected pursuant to section
14 237D-2(e), revenues collected under this chapter shall be
15 distributed in the following priority, with the excess revenues
16 to be deposited into the general fund:

17 (1) \$1,500,000 shall be allocated to the Turtle Bay
18 conservation easement special fund beginning July 1,
19 2015, for the reimbursement to the state general fund
20 of debt service on reimbursable general obligation
21 bonds, including ongoing expenses related to the



1 issuance of the bonds, the proceeds of which were used
2 to acquire the conservation easement and other real
3 property interests in Turtle Bay, Oahu, for the
4 protection, preservation, and enhancement of natural
5 resources important to the State, until the bonds are
6 fully amortized;

7 (2) \$11,000,000 shall be allocated to the convention
8 center enterprise special fund established under
9 section ~~[201B-8,]~~ 201-H;

10 (3) An allocation shall be deposited into the tourism
11 emergency special fund, established in section ~~[201B-~~
12 ~~10,]~~ 201-J, in a manner sufficient to maintain a fund
13 balance of \$5,000,000 in the tourism emergency special
14 fund; and

15 (4) \$3,000,000 shall be allocated to the special land and
16 development fund established under section 171-19;
17 provided that the allocation shall be expended in
18 accordance with the Hawaii tourism ~~[authority]~~
19 authority's 2020-2025 strategic plan for:



- 1 (A) The protection, preservation, maintenance, and
- 2 enhancement of natural resources, including
- 3 beaches, important to the visitor industry;
- 4 (B) Planning, construction, and repair of facilities;
- 5 and
- 6 (C) Operation and maintenance costs of public lands,
- 7 including beaches, connected with enhancing the
- 8 visitor experience.

9 All transient accommodations taxes shall be paid into the
 10 state treasury each month within ten days after collection and
 11 shall be kept by the state director of finance in special
 12 accounts for distribution as provided in this subsection."

13 SECTION 12. Act 231, Session Laws of Hawaii 2005, section
 14 2, is amended by amending subsection (c) to read as follows:

- 15 "(c) The Hawaii community development authority shall:
- 16 (1) Designate and develop the state-owned land for the
- 17 public market;
- 18 (2) Accept, for consideration, input regarding the
- 19 establishment of the cultural public market from the
- 20 following departments [~~or agencies~~]:

- 21 (A) The department of agriculture;



1 (B) The department of business, economic development,
2 and tourism;

3 (C) The department of land and natural resources; and

4 (D) The department of labor and industrial relations;
5 [and

6 ~~(E) The Hawaii tourism authority;]~~

7 (3) Consider and determine the propriety of utilizing
8 public-private partnerships in the development and
9 operation of the cultural public market;

10 (4) Develop, distribute, and accept requests for proposals
11 from private entities for plans to develop and operate
12 the cultural public market; and

13 (5) Ensure that the Hawaiian culture is the featured
14 culture in the cultural public market."

15 SECTION 13. Chapter 201B, Hawaii Revised Statutes, is
16 repealed.

17 SECTION 14. Sections 6E-18, 23-13, 23-76, 46-11, and 171-
18 173, Hawaii Revised Statutes, are amended by substituting the
19 term "the office of tourism and destination management", or
20 similar term, wherever the term "Hawaii tourism authority", or
21 similar term, appears, as the context requires.



1 SECTION 15. All rights, powers, functions, and duties of
2 the Hawaii tourism authority are transferred to the department
3 of business, economic development, and tourism.

4 SECTION 16. All employees who occupy civil service
5 positions and whose functions are transferred to the department
6 of business, economic development, and tourism by this Act shall
7 retain their civil service status, whether permanent or
8 temporary. Employees shall be transferred without loss of
9 salary, seniority (except as prescribed by applicable collective
10 bargaining agreements), retention points, prior service credit,
11 any vacation and sick leave credits previously earned, and other
12 rights, benefits, and privileges, in accordance with state
13 personnel laws and this Act; provided that the employees possess
14 the minimum qualifications and public employment requirements
15 for the class or position to which transferred or appointed, as
16 applicable; provided further that subsequent changes in status
17 may be made pursuant to applicable civil service and
18 compensation laws.

19 Any employee who, prior to this Act, is exempt from civil
20 service and is transferred as a consequence of this Act may
21 retain the employee's exempt status, but shall not be appointed



1 to a civil service position as a consequence of this Act. An
2 exempt employee who is transferred by this Act shall not suffer
3 any loss of prior service credit, vacation or sick leave credits
4 previously earned, or other employee benefits or privileges as a
5 consequence of this Act; provided that the employees possess
6 legal and public employment requirements for the position to
7 which transferred or appointed, as applicable; provided further
8 that subsequent changes in status may be made pursuant to
9 applicable employment and compensation laws. The director of
10 the department of business, economic development, and tourism
11 may prescribe the duties and qualifications of these employees
12 and fix their salaries without regard to chapter 76, Hawaii
13 Revised Statutes.

14 SECTION 17. All appropriations, records, equipment,
15 machines, files, supplies, contracts, books, papers, documents,
16 maps, and other personal property heretofore made, used,
17 acquired, or held by the Hawaii tourism authority relating to
18 the functions transferred to the department of business,
19 economic development, and tourism shall be transferred with the
20 functions to which they relate.



1 SECTION 18. All rules, policies, procedures, guidelines,
2 and other material adopted or developed by the Hawaii tourism
3 authority to implement provisions of the Hawaii Revised Statutes
4 that are made applicable to the office of tourism and
5 destination management by this Act, shall remain in full force
6 and effect until amended or repealed by the department of
7 business, economic development, and tourism pursuant to chapter
8 91, Hawaii Revised Statutes.

9 In the interim, every reference to the Hawaii tourism
10 authority or the board of directors of the Hawaii tourism
11 authority in those rules, policies, procedures, guidelines, and
12 other material is amended to refer to the office of tourism and
13 destination management and the director of the department of
14 business, economic development, and tourism, as appropriate.

15 SECTION 19. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$50,000,000 or so
17 much thereof as may be necessary for fiscal year 2023-2024 and
18 the same sum or so much thereof as may be necessary for fiscal
19 year 2024-2025 for the establishment, administration, and
20 operation of the office of tourism and destination management.



1 The sums appropriated shall be expended by the department
2 of business, economic development, and tourism for the purposes
3 of this Act.

4 SECTION 20. There is appropriated out of the general
5 revenues of the State of Hawaii the sum of \$28,500,000 or so
6 much thereof as may be necessary for fiscal year 2023-2024 and
7 the same sum or so much thereof as may be necessary for fiscal
8 year 2024-2025 to be deposited into the convention center
9 enterprise special fund.

10 SECTION 21. There is appropriated out of the convention
11 center enterprise special fund the sum of \$28,500,000 or so much
12 thereof as may be necessary for fiscal year 2023-2024 and the
13 same sum or so much thereof as may be necessary for fiscal year
14 2024-2025 for payment of expenses arising from any and all use,
15 operation, maintenance, alteration, improvement, or any
16 unforeseen or unplanned repairs of the convention center,
17 including without limitation the food and beverage service and
18 parking service provided at the convention center facility; the
19 sale of souvenirs, logo items, or other items; for any future
20 major repair, maintenance, and improvement of the convention
21 center facility as a commercial enterprise or as a world class



1 facility for conventions, entertainment, or public events; and
2 for marketing the convention center facility.

3 The sums appropriated shall be expended by the department
4 of business, economic development, and tourism for the purposes
5 of this Act.

6 SECTION 22. There is appropriated out of the general
7 revenues of the State of Hawaii the sum of \$140,000 or so much
8 thereof as may be necessary for fiscal year 2024-2025 to fund
9 one full-time equivalent (1.0 FTE) administrator position in the
10 office of tourism and destination management for the day-to-day
11 operations of the office.

12 The sum appropriated shall be expended by the department of
13 business, economic development, and tourism for the purposes of
14 this Act.

15 SECTION 23. In codifying the new sections added by section
16 2 of this Act, the revisor of statutes shall substitute
17 appropriate section numbers for the letters used in designating
18 the new sections in this Act.

19 SECTION 24. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.



1 SECTION 25. This Act shall take effect on January 6, 2050;
2 provided that sections 19 through 21 of this Act shall take
3 effect on July 1, 2023; provided further that changes made to
4 section 237D-6.5, Hawaii Revised Statutes, shall not be repealed
5 when that section is repealed and reenacted on June 30, 2023,
6 pursuant to section 5 of Act 229, Session Laws of Hawaii 2021.



Report Title:

Hawaii Tourism Authority; Board of Directors; Repeal; Department of Business, Economic Development, and Tourism; Office of Tourism and Destination Management; Establishment; Regenerative Tourism; Destination Management Action Plans; Position; Convention Center Enterprise Special Fund; Appropriation

Description:

Establishes an Office of Tourism and Destination Management within the Department of Business, Economic Development, and Tourism that encompasses regenerative tourism and best practice destination management. Transfers the functions, duties, appropriations, and positions of the Hawaii Tourism Authority to the Office of Tourism and Destination Management. Requires the Office of Tourism and Destination Management to implement certain county destination management action plans. Dissolves the Hawaii Tourism Authority and the Board of Directors for the Hawaii Tourism Authority. Appropriates funds. Takes effect 1/6/2050. (SD1)

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

