

ACT 93

H.B. NO. 1028

A Bill for an Act Relating to the Endangered Species Trust Fund.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Hawaii has the unfortunate distinction of being the endangered species capital of the nation. Hawaii's iconic native plants and animals are being threatened by invasive species, fire, and disease. Funding is limited for

ACT 93

the protection of these renowned plants and animals that are part of Hawaii's natural and cultural legacy.

The purpose of this Act is to expand the type of revenue that can be deposited into the endangered species trust fund. This would allow the department of land and natural resources to seek additional types of revenue for the implementation of chapter 195D, Hawaii Revised Statutes.

SECTION 2. Section 195D-31, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) There is established within the state treasury a trust fund to be known as the endangered species trust fund to be administered by the department to implement the purposes of this chapter.

The fund shall consist of moneys from the following sources:

- (1) Moneys accrued from the sale of retail items officially sponsored by the department for the fund;
- (2) Private contributions for the management and recovery of Hawaii's unique plants and animals;
- (3) Fees and assessments charged for the [~~commercial~~] use of public land and waters and designated for the fund;
- (4) Penalties, fines, or auctions resulting from enforcement violations;
- (5) Legislative appropriations; and
- (6) Moneys deposited to implement the obligations of a habitat conservation plan, as security for habitat conservation plan funding, or technical assistance program fees and payment for costs incurred for use of the technical assistance program as set forth in section 195D-23(d).”

SECTION 3. Statutory material to be repealed is bracketed and stricken.

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

(Approved June 7, 2019.)