
A BILL FOR AN ACT

RELATING TO STATE AGENCIES.

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

1 SECTION 1. Section 171-4, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) The board of land and natural resources shall be
4 composed of [~~seven~~] nine members, one appointed by the board of
5 trustees of the office of Hawaiian affairs to represent the
6 interests of the office of Hawaiian affairs; one from each land
7 district; and [~~three~~] four at large, to be nominated and, by and
8 with the advice and consent of the senate, appointed by the
9 governor as provided in section 26-34. The term and removal of
10 a member of the board and the filling of a vacancy on the board
11 shall also be as provided in section 26-34. There shall be not
12 more than three members on the board from the same political
13 party. At least one member of the board shall have a background
14 in conservation and natural resources, as evidenced by:

15 (1) A college degree in a relevant field, including
16 forestry, wildlife conservation, geology,
17 environmental science, or marine biology; or



1 (2) Work history sufficient to demonstrate an appropriate
2 level of knowledge in the subject of land and natural
3 resources, including parks and recreation, public
4 lands management, natural area reserves, aquatic
5 resources, boating and recreation, forestry and
6 wildlife, water resources management, or conservation
7 and resources."

8 SECTION 2. Section 174C-7, Hawaii Revised Statutes, is
9 amended by amending subsections (a) and (b) to read as follows:

10 "(a) There is established within the department a
11 commission on water resource management consisting of [~~seven~~]
12 nine members, which shall have exclusive jurisdiction and final
13 authority in all matters relating to implementation and
14 administration of the state water code, except as otherwise
15 specifically provided in this chapter.

16 (b) [~~Five~~] Six members shall be appointed by the governor
17 subject to confirmation by the senate, in a manner prescribed in
18 subsection (d). Each member shall have substantial experience
19 in the area of water resource management; provided that [~~at~~]:

20 (1) At least one member shall have substantial experience
21 or expertise in traditional Hawaiian water resource
22 management techniques and in traditional Hawaiian



1 riparian usage, such as those preserved by section
2 174C-101[~~-~~]; and

3 (2) One member shall be appointed by the board of trustees
4 of the office of Hawaiian affairs to represent the
5 interests of the office of Hawaiian affairs.

6 The chairperson of the board of land and natural resources shall
7 be the chairperson of the commission. The director of health
8 shall serve as an ex officio voting member."

9 SECTION 3. Section 205-1, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§205-1 Establishment of the commission.** There shall be a
12 state land use commission, hereinafter called the commission.
13 The commission shall consist of [~~nine~~] eleven members [~~who~~], of
14 which ten members shall hold no other public office and shall be
15 appointed in the manner and serve for the term set forth in
16 section 26-34. One member shall be appointed from each of the
17 counties and [~~the remainder~~] six members shall be appointed at
18 large; provided that one member shall have substantial
19 experience or expertise in traditional Hawaiian land usage and
20 knowledge of cultural land practices. The eleventh member shall
21 be appointed by the board of trustees of the office of Hawaiian
22 affairs to represent the interests of the office of Hawaiian



1 affairs. The commission shall elect its chairperson from [~~ene~~
2 ~~ef~~] among its members. The members shall receive no
3 compensation for their services on the commission, but shall be
4 reimbursed for actual expenses incurred in the performance of
5 their duties. [~~Six~~] Eight affirmative votes shall be necessary
6 for any boundary amendment.

7 The commission shall be a part of the department of
8 business, economic development, and tourism for [~~administration~~]
9 administrative purposes, as provided for in section 26-35.

10 The commission may engage employees necessary to perform
11 its duties, including administrative personnel and an executive
12 officer. The executive officer shall be appointed by the
13 commission and the executive officer's position shall be exempt
14 from civil service. Departments of the state government shall
15 make available to the commission such data, facilities, and
16 personnel as are necessary for it to perform its duties. The
17 commission may receive and [~~utilize~~] use gifts and any funds
18 from the federal or other governmental agencies. It shall adopt
19 rules guiding its conduct, maintain a record of its activities
20 and accomplishments, and make recommendations to the governor
21 and to the legislature through the governor."



H.B. NO. 1327

1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect upon its approval.
4

INTRODUCED BY:

Mele Carroll

[Signature]

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John M. [Signature]

Aindo Evans

Sen. [Signature]

JAN 24 2013



H.B. NO. 1327

Report Title:

BLNR; LUC; Commission on Water Resource Management; OHA;
Membership

Description:

Increases the membership of the BLNR, commission on water resource management, and LUC, respectively, to include a member to represent the interests of the OHA.

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