



GOV. MSG. NO. **903**

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 6, 2007

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 6, 2007, the following bill was signed into law:

HB402 HD1 SD2 CD1

A BILL FOR AN ACT RELATING TO THE LAND
CONSERVATION FUND.
(ACT 145)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

A BILL FOR AN ACT

RELATING TO THE LAND CONSERVATION FUND.

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

1 SECTION 1. Section 173A-5, Hawaii Revised Statutes, is
2 amended by amending subsection (g) to read as follows:

3 "(g) The fund shall be used for:

4 (1) The acquisition of interests or rights in land having
5 value as a resource to the State, whether in fee title
6 or through the establishment of permanent conservation
7 easements under chapter 198 [~~+~~and] or agricultural
8 easements;

9 (2) The payment of any debt service on state financial
10 instruments relating to the acquisition of interests
11 or rights in land having value as a resource to the
12 State; and

13 [~~+~~2] (3) Annual administration costs for the fund, not to
14 exceed five per cent of annual fund revenues of the
15 previous year."

16 SECTION 2. Section 198-1, Hawaii Revised Statutes, is
17 amended to read as follows:



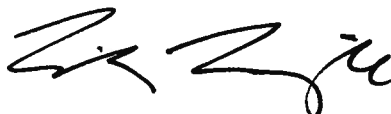
1 "§198-1 Conservation easement defined. For the purposes
2 of this chapter, a "conservation easement" is an interest in
3 real property created by deed, restrictions, covenants, or
4 conditions, the purpose of which is to:

- 5 (1) Preserve and protect land predominantly in its
- 6 natural, scenic, forested, or open-space condition;
- 7 (2) Preserve and protect the structural integrity and
- 8 physical appearance of cultural landscapes, resources,
- 9 and sites which perpetuate indigenous native Hawaiian
- 10 culture; [~~or~~]
- 11 (3) Preserve and protect historic properties as defined in
- 12 section 6E-2, and traditional and family
- 13 cemeteries[~~-~~]; or
- 14 (4) Preserve and protect land for agricultural use."

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect on July 1, 2007.

APPROVED this 6 day of JUN , 2007



GOVERNOR OF THE STATE OF HAWAII

