A BILL FOR AN ACT

RELATING TO FOREST STEWARDSHIP.

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

1	SECTION 1. The legislature finds that the current statute		
2	requires that income from the harvest and sale of certain forest		
3	products and tree seedlings of the forest reserves be deposited		
4	into the forest stewardship fund, but provides that "other		
5	moneys accrued from any forest reserve or the products thereof"		
6	be deposited into the general fund.		
7	The purpose of this bill is to provide that all revenues		
8	derived from the forest reserves be deposited into the forest		
9	stewardship fund by:		
10	(1) Deleting confusing and contradictory language		
11	requiring the depository of "other moneys accrued from		
12	any forest reserve or the products thereof" into the		
13	general fund; and		
14	(2) Adding that other products, services, or values		
15	derived from the forest reserves and moneys from fines		
16	and penalties be deposited into the forest stewardship		
17	fund.		

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SECTION 2. Section 183-16, Hawaii Revised Statutes, is
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2
    amended to read as follows:
3
         "§183-16 [Income] Revenue from forest reserves.
                                                             [<del>(a)</del>]
4
    Any moneys accrued from:
5
              The harvest of non-native forest products from forest
              reserves;
6
7
              The harvest of native forest products from degraded
         (2)
8
              forests as defined in section 186-5.5, within forest
9
              reserves;
10
         (3)
              The sale of forest products found dead and lying on
11
              the ground; [or]
12
         (4)
              The sale of tree seedlings from state nurseries;
13
              The sale of any other products or services, or
         (5)
14
              anything of value derived from forest reserves not
15
              described above; or
              The imposition of fines or penalties for violations of
16
         (6)
17
              chapters 183, 185, and 195F or any rule adopted
18
              thereunder,
19
    shall be deposited into the forest stewardship fund.
20
         (b) Any other moneys accrued from any forest reserve or
21
    the products thereof shall be deposited into the general fund. "
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1	SECTION	3. Section 195F-4, Hawaii Revised Statutes, is	
2	amended by amending subsection (a) to read as follows:		
3	"(a) There is established a special fund within the state		
4	treasury know	n as the forest stewardship fund which shall be	
5	used as follows:		
6	(1) Pay	ments shall be made by the board pursuant to	
7	agr	eements entered into with qualified landowners to	
8	fur	ther the purposes of this chapter;	
9	(2) Mon	eys collected from [the]:	
10	(A)	The harvest of non-native forest products from	
11		forest reserves[, from the];	
12	<u>(B)</u>	The harvest of native forest products from	
13		degraded forests as defined in section 186-5.5,	
14		within forest reserves[, from];	
15	<u>(C)</u>	The sale of forest products found dead and lying	
16		on the ground[, or from the];	
17	(D)	The sale of tree seedlings from [the] state	
18		nurseries[7];	
19	<u>(E)</u>	The sale of any other products or services, or	
20		anything of value derived from forest reserves	
21		not described above; or	

1	<u>(F)</u>	The imposition of fines or penalties for
2		violations of chapters 183, 185, and 195F or any
3		rule adopted thereunder;
4	shall	be used for [the following activities: (A)
5	Repla	nting,]:
6	<u>(i)</u>	Replanting, managing, and maintaining designated
7		timber management areas; [(B) Enhancing]
8	<u>(ii)</u>	Enhancing the management of public forest
9		reserves with an emphasis on restoring degraded
¥ ()		koa forests; and [(C) Developing
11	<u>(iii)</u>	Developing environmental education and training
12		programs pertaining to sustainable forestry;
13	provi	ded that the activities described in
14	[subp	aragraphs (B) and (C)] clauses (ii) and (iii) may
15	not b	e funded unless the activities described in
16	appro	ved management plans pertaining to [subparagraph
17	(A)]	<u>clause (i)</u> are adequately funded; and
18	(3) Money	s deposited into the fund as authorized by
19	secti	on 247-7 may also be used by the department to
20	admin	ister the program[-] and manage the forest
21	reser	ve system."

- 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 on July 1, 2006.

HB 2396 HD1

Report Title:

Conservation; forests

Description:

Allows all revenue derived from forest reserves to be deposited into the Forest Stewardship Fund for management of the State Forest Reserve System. (HB2396 HD1)