
A BILL FOR AN ACT

RELATING TO WATER POLLUTION.

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

1 SECTION 1. Section 342D-1, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By adding two new definitions to be appropriately
4 inserted and to read:

5 "Anchialine ponds" means bodies of water that are land-
6 locked pools, having measurable salinity, with no surface
7 connection to the sea, yet showing tidal fluctuations indicating
8 an indirect connection to the ocean.

9 "Nonfederal wetlands" means areas, as designated on maps
10 prepared by the department, that are inundated or saturated by
11 surface or ground water at a frequency and duration sufficient
12 to support, and that under normal circumstances do support, a
13 prevalence of vegetation typically adapted for life in saturated
14 soil conditions that:

15 (1) Generally include swamps, marshes, bogs, and similar
16 areas; and

17 (2) Are areas that are not subject to regulation by the
18 United States Army Corp of Engineers."



1 2. By amending the definition of "state waters" to read as
2 follows:

3 ""State waters" means all waters, fresh, brackish, or salt,
4 around and within the State, including, but not limited to,
5 coastal waters, anchialine ponds, streams, rivers, drainage
6 ditches, ponds, reservoirs, canals, ground waters, nonfederal
7 wetlands, and lakes; provided that drainage ditches, ponds, and
8 reservoirs required as a part of a water pollution control
9 system are excluded."

10 SECTION 2. New statutory material is underscored.

11 SECTION 3. This Act shall take effect upon its approval.

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Report Title:

Water Pollution; Nonfederal Wetlands

Description:

Amends definition of "state waters" to include anchialine ponds and nonfederal wetlands; defines "anchialine ponds" and "nonfederal wetlands".

