
A BILL FOR AN ACT

RELATING TO THE HAWAII TOURISM AUTHORITY.

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

1 SECTION 1. Section 26-34, Hawaii Revised Statutes, is
2 amended by amending subsection (e) to read as follows:

3 "(e) Except as otherwise provided by this chapter, this
4 section shall apply to every board and commission established by
5 part I, or existing or established after November 25, 1959. All
6 new appointments to any board or commission shall thereafter be
7 made in accordance with this section~~[-]~~, except as provided in
8 section 201B-2."

9 SECTION 2. Section 201B-2, Hawaii Revised Statutes, is
10 amended by amending subsections (b), (c), and (d) to read as
11 follows:

12 "(b) The authority shall be headed by a policy-making
13 board of directors [~~which~~] that consists of twelve public,
14 voting members, and four ex officio nonvoting members; provided
15 that~~[+]~~, notwithstanding section 26-34:

16 (1) [~~Twelve~~] Two public, voting members shall be appointed
17 by the governor as provided in section 26-34~~[, except~~



1 ~~as otherwise provided by law];~~ provided that one
2 member shall have knowledge, experience, and expertise
3 in the area of visitor industry management, marketing,
4 promotion, transportation, retail, entertainment, or
5 visitor attractions;

6 (2) ~~[The twelve]~~ One public, voting ~~[members]~~ member shall
7 be ~~[composed of at least one representative each from]~~
8 nominated separately and, by and with the advice and
9 consent of the senate, appointed separately by each of
10 the mayors of the city and county of Honolulu and the
11 counties of Hawaii, Kauai, and Maui; ~~[the remaining~~
12 public members shall be appointed at-large;] provided
13 that each of the four members shall have knowledge,
14 experience, and expertise in the area of visitor
15 industry management, marketing, promotion,
16 transportation, retail, entertainment, or visitor
17 attractions;

18 (3) Of the twelve public, voting members, three shall be
19 appointed ~~[by the governor from a list of three~~
20 ~~names submitted for each appointment]~~ by the
21 president of the senate~~[,]~~; provided that one
22 member shall have knowledge, experience, and



1 expertise in the area of visitor industry
2 management, marketing, promotion, transportation,
3 retail, entertainment, or visitor attractions;
4 and three shall be appointed [~~by the governor~~
5 ~~from a list of three names submitted for each~~
6 ~~appointment]~~ by the speaker of the house of
7 representatives; [~~provided that if fewer than~~
8 ~~three names are submitted for each appointment,~~
9 ~~the governor may disregard the list,]~~ provided
10 that one member shall have knowledge, experience,
11 and expertise in the area of visitor industry
12 management, marketing, promotion, transportation,
13 retail, entertainment, or visitor attractions;
14 provided further that one member shall have
15 knowledge, experience, and expertise in the area
16 of Hawaiian cultural practices; and provided
17 further that the appointments by the president of
18 the senate and the speaker of the house of
19 representatives shall be made by adoption of a
20 concurrent resolution by a majority of members of
21 each house;



- 1 (4) ~~[At least six of the twelve public, voting members~~
2 ~~shall have knowledge, experience, and expertise in the~~
3 ~~area of visitor industry management, marketing,~~
4 ~~promotion, transportation, retail, entertainment, or~~
5 ~~visitor attractions, and at least one shall have~~
6 ~~knowledge, experience, and expertise in the area of~~
7 ~~Hawaiian cultural practices; provided that no]~~ Not
8 more than three members shall represent, be employed
9 by, or be under contract to any sector of the industry
10 represented on the board;
- 11 (5) The ~~[governor shall make]~~ appointments shall be made
12 to ensure the fulfillment of all requirements;
13 provided that any appointments made after July 1,
14 2002, shall be made to fulfill the requirements in
15 place when the appointments are made;
- 16 (6) The director of business, economic development, and
17 tourism, or a designated representative, shall be an
18 ex officio nonvoting member;
- 19 (7) The director of transportation, or a designated
20 representative, shall be an ex officio nonvoting
21 member;



1 (8) The chairperson of the board of land and natural
2 resources, or a designated representative, shall be an
3 ex officio nonvoting member; and

4 (9) The executive director of the state foundation on
5 culture and the arts, or a designated representative,
6 shall be an ex officio nonvoting member.

7 (c) The public members shall be appointed by the governor
8 for terms of four years~~[-]~~, except as provided in subsection
9 (b) (2) and (3). Each public member shall hold office until the
10 member's successor is appointed and qualified. Section 26-34
11 shall be applicable insofar as it relates to the number of terms
12 and consecutive number of years a member may serve on the board.

13 When the legislature is not in session and a vacancy occurs
14 for a member under subsection (b) (2), which requires the
15 confirmation of the senate, the mayor of the respective county
16 making the nomination may make the appointment, which shall
17 expire, unless the appointment is confirmed by the senate, at
18 the end of the next regular session. When the legislature is
19 not in session and a vacancy occurs for a member appointed under
20 subsection (b) (3), which requires the adoption of a concurrent
21 resolution by the senate and house of representatives, the
22 president of the senate or the speaker of the house of



1 representatives shall make the appointment to fill the
2 respective vacancy, which shall expire at the end of the next
3 regular session unless a concurrent resolution is adopted by
4 both houses as provided in subsection (b)(3).

5 (d) The board shall elect a chairperson from among the
6 voting members. [~~The director of business, economic~~
7 ~~development, and tourism or the designated representative shall~~
8 ~~not be chairperson of the board.~~]"

9 SECTION 3. The transitional implementation of the
10 appointments under this Act shall proceed as follows:

11 (1) The appointment to replace the board member
12 representing _____ whose term is to expire
13 on June 30, _____, shall be made by the governor;

14 (2) The appointment to replace the board member
15 representing _____ whose term is to expire
16 on June 30, _____, shall be made by the mayor of Maui
17 county;

18 (3) The appointment to replace the board member
19 representing _____ whose term is to expire
20 on June 30, _____, shall be made by the house of
21 representatives;



1 (4) The appointment to replace the board member
2 representing _____ whose term is to expire
3 on June 30, _____, shall be made by the mayor of Kauai
4 county;

5 (5) The appointment to replace the board member
6 representing _____ whose term is to expire
7 on June 30, _____, shall be made by the senate;

8 (6) The appointment to replace the board member
9 representing _____ whose term is to expire
10 on June 30, _____, shall be made by the governor;

11 (7) The appointment to replace the board member
12 representing _____ whose term is to expire
13 on June 30, _____, shall be made by the house of
14 representatives;

15 (8) The appointment to replace the board member
16 representing _____ whose term is to expire
17 on June 30, _____, shall be made by the senate;

18 (9) The appointment to replace the board member
19 representing _____ whose term is to expire
20 on June 30, _____, shall be made by the senate;

21 (10) The appointment to replace the board member
22 representing _____ whose term is to expire



1 on June 30, , shall be made by the mayor of the
2 city and county of Honolulu;

3 (11) The appointment to replace the board member
4 representing whose term is to expire
5 on June 30, , shall be made by the mayor of Hawaii
6 county; and

7 (12) The appointment to replace the board member
8 representing whose term is to expire
9 on June 30, , shall be made by the house of
10 representatives.

11 SECTION 4. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 5. This Act shall take effect on January 1, 2025.



Report Title:

Hawaii Tourism Authority

Description:

Reduces the appointments made by the governor to the Hawaii tourism authority board of directors. Revises appointment procedures for public, voting members of the board. Provides a process for interim appointments when vacancies occur. (SB1823 HD2)

