

JAN 24 2007

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 201B-2, Hawaii Revised Statutes, is
2 amended by amending subsections (b), (c), and (d) to read as
3 follows:

4 "(b) The authority shall be headed by a policy-making
5 board of directors [~~which~~] that consists of twelve public,
6 voting members, and four ex officio nonvoting members; provided
7 that:

8 (1) [~~Twelve~~] Two public, voting members shall be appointed
9 by the governor as provided in section 26-34 [~~, except~~
10 ~~as otherwise provided by law~~]; provided that one shall
11 have knowledge, experience, and expertise in the area
12 of Hawaiian cultural practices;

13 (2) [~~The twelve~~] One public, voting [~~members~~] member shall
14 be [~~composed of at least one representative each from~~
15 nominated separately by each mayor of the city and
16 county of Honolulu and the counties of Hawaii, Kauai,
17 and Maui [~~, the remaining public members shall be~~



1 ~~appointed at large,~~ and to be appointed with the
2 advice and consent of the senate; provided that each
3 of the four members shall have knowledge, experience,
4 and expertise in the area of visitor industry
5 management, marketing, promotion, transportation,
6 retail, entertainment, or visitor attractions;

- 7 (3) Of the twelve public, voting members, three shall be
8 appointed [~~by the governor from a list of three names~~
9 ~~submitted for each appointment]~~ by the president of
10 the senate, and three shall be appointed [~~by the~~
11 ~~governor from a list of three names submitted for each~~
12 ~~appointment]~~ by the speaker of the house of
13 representatives [~~;~~ ~~provided that if fewer than three~~
14 ~~names are submitted for each appointment, the governor~~
15 ~~may disregard the list,~~]; provided that half of the
16 voting members shall have knowledge, experience, and
17 expertise in the area of visitor industry management,
18 marketing, promotion, transportation, retail,
19 entertainment, or visitor attractions; and provided
20 further that appointments by the president and the
21 speaker of the house of representatives shall be made



1 by adoption of a concurrent resolution by a majority
2 of members of each house;

3 (4) At least six of the twelve public, voting members
4 shall have knowledge, experience, and expertise in the
5 area of visitor industry management, marketing,
6 promotion, transportation, retail, entertainment, or
7 visitor attractions[, and at least one shall have
8 knowledge, experience, and expertise in the area of
9 Hawaiian cultural practices]; provided that no more
10 than three members shall represent, be employed by, or
11 be under contract to any sector of the industry
12 represented on the board;

13 (5) The [~~governor shall make~~] appointments shall be made
14 to ensure the fulfillment of all requirements;
15 provided that any appointments made after July 1,
16 2002, shall be made to fulfill the requirements in
17 place when the appointments are made;

18 (6) The director of business, economic development, and
19 tourism, or a designated representative, shall be an
20 ex officio nonvoting member;



1 (7) The director of transportation, or a designated
2 representative, shall be an ex officio nonvoting
3 member;

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

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

10 (c) The public members shall be appointed by the governor
11 for terms of four years. Each public member shall hold office
12 until the member's successor is appointed and qualified.

13 Section 26-34 shall be applicable insofar as it relates to the
14 number of terms and consecutive number of years a member may
15 serve on the board.

16 When the legislature is not in session and a vacancy occurs
17 for a member under subsection (b) (2), which requires the
18 confirmation of the senate, the mayor of the respective county
19 making the nomination may make the appointment, which shall
20 expire, unless the appointment is confirmed by the senate, at
21 the end of the next regular session. When the legislation is
22 not in session and a vacancy occurs for a member appointed under



1 subsection (b) (3), which requires the adoption of a concurrent
 2 resolution by the senate and house of representatives, the
 3 president of the senate or the speaker of the house of
 4 representatives shall make the appointment to fill the vacancy,
 5 which shall expire at the end of the next session unless a
 6 concurrent resolution is adopted by both houses as provided in
 7 subsection (b) (3)

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

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

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

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

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



1 on June 30, , shall be made by the house of
2 representatives;

3 (4) 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 Kauai
6 county;

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

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

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

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

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



1 (10) 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 the
 4 city and county of Honolulu;

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

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

13 SECTION 3. Statutory material to be repealed is bracketed
 14 and stricken. New statutory material is underscored.

15 SECTION 4. This Act shall take effect upon its approval.

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Report Title:

Hawaii Tourism Authority

Description:

Reduces the appointments made by the governor to the Hawaii tourism authority board of directors. Provides process for interim appointments when vacancy occurs.

