Honolulu, Hawaii

A; 2008

S.B. No. 3206

S.D. 2 H.D. 1

RE:

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 3206, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH,"

begs leave to report as follows:

The purpose of this bill is to ensure continued community participation in the preservation, protection, and future vision for Kawainui Marsh by:

- (1) Establishing the Kawainui Marsh Advisory Council (Advisory Council);
- (2) Requiring the Advisory Council to:
 - (A) Assist in the updating of the 1994 Kawai Nui Marsh Master Plan (Master Plan);
 - (B) Facilitate implementation of the Master Plan;
 - (C) Enhance community education and awareness of Kawainui Marsh; and
 - (D) Participate in the protection and preservation of Kawainui Marsh's natural and cultural resources;

and

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(3) Appropriating funds for the Advisory Council.

The Office of Hawaiian Affairs and Windward Ahupuaa Alliance supported this bill. The Hawaiian Audubon Society opposed this measure. The Department of Land and Natural Resources (DLNR), City and County of Honolulu Department of Facility Maintenance, 'Ahahui Malama i ka Lokahi, Ho'olaulima Ia Kawai Nui, and Kawai Nui Heritage Foundation provided comments.

Your Committee has amended this bill by, among other things:

- (1) Changing the membership of the Advisory Council to seven voting members who each represent one strategic area listed below and to be selected from a list submitted by designated organizations:
 - (A) Education;
 - (B) Cultural resource;
 - (C) Environmental;
 - (D) Native animals;
 - (E) Native plants and ecosystems;
 - (F) Business/landowner; and
 - (G) Traditional Hawaiian permaculture;
- (2) Requiring the ex-officio student representative to be selected by the Windward District Kailua/Kalaheo Complex Office, rather than a high school council;
- (3) Providing that the organizations designated to submit a list of names for selection as Advisory Council members have 90 days after July 1, 2008, to submit the lists;
- (4) Requiring, rather than recommending consideration of, the Hamakua wetlands in the revision of the Master Plan;
- (5) Requiring the DLNR to consult regularly with the Ho'olaulima Ia Kawai Nui community networking organization to coordinate, review, and assess the progress of programs and efforts to maintain the

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natural, cultural, and scenic resources of Kawainui Marsh;

- (6) Requiring that final submittals to the Board of Land and Natural Resources pertaining to Kawainui Marsh incorporate the Advisory Council's comments on DLNR's draft submittals;
- (7) Requiring DLNR and the Advisory Council to submit an annual report to the Legislature on the status of the review and implementation of the Master Plan, including an account of public moneys expended and necessary to complete and implement the Master Plan;
- (8) Changing the effective date to July 1, 2020, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3206, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 3206, S.D. 2, H.D. 1.

Respectfully submitted on behalf of the members of the Committee on Finance,

MARCUS R. OSHIRO, Chair

State of Hawaii House of Representatives The Twenty-fourth Legislature



Record of Votes of the Committee on Finance

	Committee Referral: WLH, FIN		Date: 3-28-2008		
☐ The committee is reconsidering its previous decision		L			
The recommendation is to: Pass, unamended	d (as is)	ass, with amendments			
FIN Members	Ayes	Ayes (WR)	Nays	Excused	
1. OSHIRO, Marcus R. (C)	~				
2. LEE, Marilyn B. (VC)	V				
3. AWANA, Karen Leinani					
4. BELATTI, Della Au					
5. BROWER, Tom					
6. CARROLL, Mele					
7. HANOHANO, Faye P.	<u> </u>				
8. HAR, Sharon E.					
9. KARAMATSU, Jon Riki				0.00	
10. MAGAOAY, Michael Y.	<u> </u>				
11. MANAHAN, Joey					
12. MIZUNO, John	<u> </u>				
13. NAKASONE, Bob					
14. RHOADS, Karl	V				
15. SAGUM, Roland D., III		A STATE OF THE STA		<u> </u>	
16. TOKIOKA, James Kunane					
17. MEYER, Colleen Rose					
18. PINE, Kymberly Marcos					
19. WARD, Gene, Ph.D.	<u> </u>				
TOTAL (19)	14		0	4	
The recommendation is: Adopted If joint referral,	ommittee acrony	did not supp	oort recommendation	on.	
Vice Chair's or designee's signature:	aily B	Lee			
Distribution: Original (White) – Committee	Duplicate (Ye	ellow) – Chief Clerk's	Office		