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## A BILL FOR AN ACT

RELATING TO CONSERVATION.

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

1	SECTION 1. The purpose of this Act is to:		
2	(1) Require the revenues of the land conservation fund		
3	from the conveyance tax to be temporarily expended for		
4	invasive species control and mitigation,		
5	reforestation, and sediment run-off mitigation; and		
6	(2) Appropriate the revenues for those public purposes.		
7	The legislature intends this Act to create job		
8	opportunities by appropriating funds for those public purposes.		
9	The legislature believes that employing persons will generate		
10	more economic activity within the State than acquiring land from		
11	entities or persons of presumably higher incomes.		
12	This Act takes effect on July 1, 2011, and shall be		
13	repealed on June 30, 2013.		
14	SECTION 2. Section 173A-5, Hawaii Revised Statutes, is		
15	amended by amending subsection (h) to read as follows:		
16	"(h) [ <del>The</del> ] <u>Revenues in the</u> fund <u>from other than the</u>		
17	conveyance tax shall be used for:		

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1	(1)	The acquisition of interests or rights in land having
2		value as a resource to the State, whether in fee title
3		or through the establishment of permanent conservation
4		easements under chapter 198 or agricultural easements;
5	(2)	The payment of any debt service on state financial
6		instruments relating to the acquisition of interests
7		or rights in land having value as a resource to the
8		State;
9	(3)	Annual administration costs for the fund, not to
10		exceed five per cent of annual fund revenues of the
11		previous year; <u>and</u>
12	(4)	Costs related to the operation, maintenance, and
13		management of lands acquired by way of this fund that
14		are necessary to protect, maintain, or restore
15		resources at risk on these lands, or that provide for
16		greater public access and enjoyment of these lands;
17		provided that the costs related to the operation,
18		maintenance, and management of lands acquired by way
19		of this fund do not exceed five per cent of annual
20		fund revenues of the previous year [-
<b>A</b> 1	>	- · · ·

21 (5) Invasive].



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1	Revenues in the fund from the conveyance tax shall be used
2	for invasive species control and mitigation [by the invasive
3	species council under chapter 194; and
4	(6) Reforestation], reforestation, and sediment run-off
5	mitigation. To the extent possible, the revenues shall be
6	expended for salary and fringe benefit costs of employees hired
7	by the department of land and natural resources, invasive
8	species council, or a contractor for such purposes."
9	SECTION 3. There is appropriated out of the land
10	conservation fund the sum of \$ or so much thereof as
11	may be necessary for fiscal year 2011-2012 and the same sum or
12	so much thereof as may be necessary for fiscal year 2012-2013
13	for invasive species control and mitigation, reforestation, and
14	sediment run-off mitigation.
15	The sums appropriated shall be expended by the department
<b>16</b>	of land and natural resources for the purposes of this Act.
17	SECTION 4. Statutory material to be repealed is bracketed
18	and stricken. New statutory material is underscored.



SECTION 5. This Act shall take effect on July 1, 2011, and
shall be repealed on June 30, 2013.

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INTRODUCED BY:

Calvin K.Y. Day JAN 2 1 2011

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#### Report Title:

Land Conservation Fund; Purposes of Expenditures

#### Description:

Requires the revenues of the land conservation fund from the conveyance tax to be temporarily expended for invasive species control and mitigation, reforestation, and sediment run-off control.

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