A BILL FOR AN ACT

RELATING TO THE ENDANGERED SPECIES TRUST FUND.

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

1   SECTION 1. Hawaii has the unfortunate distinction of being

2   the endangered species capitol of the Nation. Hawaii's iconic

3   native plants and animals are being threatened by invasive

4   species, fire, and disease. Funding is limited for the

5   protection of these renowned plants and animals that are part of

6   Hawaii's natural and cultural legacy.

7   The purpose of this Act is to expand the type of revenue

8   that can be deposited into the endangered species trust fund.

9   This would allow the department of land and natural resources to

10   seek additional types of revenue for the implementation of

11   chapter 195D, Hawaii Revised Statutes.

12   SECTION 2. Section 195D-31, Hawaii Revised Statutes, is

13   amended by amending subsection (a) to read as follows:

14   "(a) There is established within the state treasury a

15   trust fund to be known as the endangered species trust fund to

16

1 be administered by the department to implement the purposes of

2 this chapter.

3   The fund shall consist of moneys from the following

4 sources:

5   (1)   Moneys accrued from the sale of retail items

6   officially sponsored by the department for the fund;

7   (2)   Private contributions for the management and recovery

8   of Hawaii's unique plants and animals;

9   (3)   Fees and assessments charged for the [commercial] use

10   of public land and waters and designated for the fund;

11   (4)   Penalties, fines, or auctions resulting from

12   enforcement violations;

13   (5)   Legislative appropriations; and

14   (6)   Moneys deposited to implement the obligations of a

15   habitat conservation plan, as security for habitat

16   conservation plan funding, or technical assistance

17   program fees and payment for costs incurred for use of

18   the technical assistance program as set forth in

19   section 195D-23(d)."

20   SECTION 3.   Statutory material to be repealed is bracketed

21 and stricken.

22

S.B. NO. 1254

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

2

3   INTRODUCED BY: _____

4   BY REQUEST

Report Title:
Endangered Species Trust Fund; Fees and Assessments Charged

Description:
Expands the type of revenue that can be deposited into the Endangered Species Trust Fund.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

JUSTIFICATION SHEET

DEPARTMENT: Land and Natural Resources

TITLE: A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES TRUST FUND.

PURPOSE: To expand the type of revenue that can be deposited into the Endangered Species Trust Fund.

MEANS: Amend section 195D-31(a), Hawaii Revised Statutes (HRS).

JUSTIFICATION: Hawaii has the unfortunate distinction of being the endangered species capitol of the Nation. Hawaii's iconic native plants and animals are being threatened by invasive species, fire, and disease. Funding is limited for the protection of these renowned plants and animals that are part of Hawaii's natural and cultural legacy.

Under section 195D-31(a)(3), HRS, only fees and assessments charged for the "commercial" use of public land and waters designated for the Endangered Species Trust Fund are deposited into that fund. Certain other types of revenues, such as parking fees, would not qualify.

By repealing the word "commercial," the bill seeks to expand the type of revenue that the Department could charge to create additional revenue for endangered species protection.

Impact on the public: None.

Impact on the department and other agencies: The bill would enable an increased revenue source to be generated for endangered species protection.

GENERAL FUND: None.

OTHER FUNDS: None.

SB. NO. 1254

PPBS PROGRAM
  DESIGNATION: LNR 402.

OTHER AFFECTED
  AGENCIES: None.

EFFECTIVE DATE: Upon approval.