

JAN 17 2020

A BILL FOR AN ACT

RELATING TO THE LAND CONSERVATION FUND.

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

1 SECTION 1. Section 173A-5, Hawaii Revised Statutes, is
2 amended by amending subsection (h) to read as follows:
3 "(h) The fund shall be used for:
4 (1) The acquisition of interests or rights in land having
5 value as a resource to the State, whether in fee title
6 or through the establishment of permanent conservation
7 easements under chapter 198 or agricultural easements;
8 (2) The payment of any debt service on state financial
9 instruments relating to the acquisition of interests
10 or rights in land having value as a resource to the
11 State;
12 (3) Annual administration costs for the fund, not to
13 exceed five per cent of annual fund revenues of the
14 previous year[+]; and[+]
15 (4) Costs related to the operation, maintenance, and
16 management of lands acquired by way of this fund that
17 are necessary to protect, maintain, or restore



1 resources at risk on these lands, or that provide for
 2 greater public access and enjoyment of these lands;
 3 provided that the costs related to the operation,
 4 maintenance, and management of lands acquired by way
 5 of this fund do not exceed [~~five~~] twenty-five per cent
 6 of annual fund revenues of the previous year."

7 SECTION 2. Section 247-7, Hawaii Revised Statutes, is
 8 amended to read as follows:

9 "§247-7 **Disposition of taxes.** All taxes collected under
 10 this chapter shall be paid into the state treasury to the credit
 11 of the general fund of the State, to be used and expended for
 12 the purposes for which the general fund was created and exists
 13 by law; provided that of the taxes collected each fiscal year:

- 14 (1) Ten per cent or [~~\$6,800,000,~~] \$8,800,000, whichever is
 15 less, shall be paid into the land conservation fund
 16 established pursuant to section 173A-5; and
- 17 (2) Fifty per cent or \$38,000,000, whichever is less,
 18 shall be paid into the rental housing revolving fund
 19 established by section 201H-202."

20 SECTION 3. There is appropriated out of the land
 21 conservation fund the sum of \$ or so much thereof as



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1 may be necessary for fiscal year 2021-2022 and the same sum or
 2 so much thereof as may be necessary for fiscal year 2022-2023
 3 for resource land acquisition.

4 The sums appropriated shall be expended by the department
 5 of land and natural resources for the purposes of this Act.

6 SECTION 4. Statutory material to be repealed is bracketed
 7 and stricken. New statutory material is underscored.

8 SECTION 5. This Act shall take effect on January 1, 2021.
 9

INTRODUCED BY:

~~SEN. AC Smith-Ag~~

Kal Throck

[Signature]

Proby E. [Signature]



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Report Title:

Land Conservation Fund; Conveyance Tax; Appropriation

Description:

Increases the percentage of the land conservation fund that may be used for costs related to the operation, maintenance, and management of lands acquired by the fund. Increases the maximum dollar amount of the conveyance tax distribution to the land conservation fund. Appropriates funds from the land conservation fund for resource land acquisition. Effective 1/1/2021.

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

