

THE SENATE
KA 'AHA KENEKOA

THE THIRTY-SECOND LEGISLATURE
REGULAR SESSION OF 2023

COMMITTEE ON WATER AND LAND

Senator Lorraine R. Inouye, Chair
Senator Brandon J.C. Elefante, Vice Chair

AMENDED NOTICE OF HEARING

DATE: Monday, March 13, 2023
TIME: 1:00 PM
PLACE: Conference Room 229 & Videoconference
State Capitol
415 South Beretania Street

**PHOTO ID REQUIRED FOR ENTRANCE TO THE STATE CAPITOL
BUILDING HOURS: 7AM TO 5PM, MONDAY - FRIDAY**

Face masks are recommended while visiting the State Capitol and may be required in some offices.
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These policies are subject to change and may be adjusted based on evolving COVID-19 guidelines.
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The Legislature is accepting written, videoconference, and in-person testimony at public hearings.
A live stream of all Senate Standing Committee meetings will be available on the [Senate YouTube Channel](#).

A M E N D E D A G E N D A

HB 12, HD1 (HSCR847) Status & Testimony	RELATING TO TIME SHARING. Clarifies that a developer is responsible for ensuring that the use of time share units located outside the State for time sharing purposes complies with zoning and land use laws and rules of the jurisdiction where the time share units are located but is not required to submit evidence of such compliance to register in Hawaii. Effective 6/30/3000. (HD1)	WTL, CPN/JDC
HB 364 (HSCR802) Status & Testimony	RELATING TO TRESPASS. Clarifies that when trespass involves public land, all state and county law enforcement officers are authorized to and shall enforce trespass laws, without regard to whether the land is owned by the State or by a county.	WTL, JDC
HB 365, HD1 (HSCR931) Status & Testimony	RELATING TO SPECIAL MANAGEMENT AREAS. Expands exclusions from the definition of "development" as it applies to special management areas to reduce the need for special management area permits for certain activities. Effective 6/30/3000. (HD1)	WTL, JDC

[HB 670, HD2](#)

[\(HSCR970\)](#)

[Status &
Testimony](#)

RELATING TO THE LAND USE COMMISSION.

Specifies that a simple majority of affirmative votes from the members serving on the land use commission is required for any boundary amendment. Effective 7/1/3000. (HD2)

WTL, JDC/WAM

[HB 1200, HD1](#)

[\(HSCR1005\)](#)

[Status &
Testimony](#)

RELATING TO THE CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM.

Requires the department of land and natural resources to establish an unmanned aircraft systems program. Authorizes conservation and resources enforcement officers to use unmanned aircraft systems. Requires the department of land and natural resources to submit a biennial report of the effectiveness of the unmanned aircraft systems program to the legislature. Appropriates funds. Effective 6/30/3000. (HD1)

WTL, WAM/JDC

[HB 153, HD1](#)

[\(HSCR1125\)](#)

[Status &
Testimony](#)

RELATING TO STATE WATER CODE PENALTIES.

Adds a minimum penalty of \$50 and a maximum penalty of \$25,000 per violation of the state water code and makes each day that a violation exists or continues to exist a separate offense. Requires the commission on water resource management to determine the amount of the penalty based on the circumstances of the violation. Creates two positions within the commission on water resource management. Appropriates funds. Effective 6/30/3000. (HD1)

WTL, JDC/WAM
Measure added
3/10/2023

[HB 201, HD2](#)

[\(HSCR1075\)](#)

[Status &
Testimony](#)

RELATING TO HISTORIC PRESERVATION.

Expands the definition of "historic property" for purposes of the historic preservation program. Effective 6/30/3000. (HD2)

WTL, JDC
Measure added
3/10/2023

<p><u>HB 202, HD2</u> <u>(HSCR1126)</u> <u>Status & Testimony</u></p>	<p><u>RELATING TO HISTORIC PRESERVATION REVIEWS.</u> <u>Authorizes the department of land and natural resources, through the state historic preservation division to contract its review of proposed state projects, projects on privately owned historic property, and projects affecting historic properties to third-party consultants if the department will not be able to complete its review within sixty days. Appropriates funds. Effective 6/30/3000. (HD2)</u></p>	<p><u>WTL, WAM/JDC</u> <u>Measure added</u> <u>3/10/2023</u></p>
<p><u>HB 361, HD1</u> <u>(HSCR1128)</u> <u>Status & Testimony</u></p>	<p><u>RELATING TO THE GREEN JOBS YOUTH CORPS.</u> <u>Appropriates funds to the Department of Land and Natural Resources and its partner, or partners, for the continuation of benefits of the Green Jobs Youth Corps. Effective 6/30/3000. (HD1)</u></p>	<p><u>WTL, WAM</u> <u>Measure added</u> <u>3/10/2023</u></p>
<p><u>HB 908, HD2</u> <u>(HSCR1203)</u> <u>Status & Testimony</u></p>	<p><u>RELATING TO THE LAND CONSERVATION FUND.</u> <u>Amends the maximum amount of conveyance tax revenues allocated the land conservation fund. Effective 6/30/3000. (HD2)</u></p>	<p><u>WTL, WAM</u> <u>Measure added</u> <u>3/10/2023</u></p>
<p><u>HB 953, HD1</u> <u>(HSCR1208)</u> <u>Status & Testimony</u></p>	<p><u>RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES.</u> <u>Requires DLNR to develop and publish a website that includes the application processes for a permit, license, or reservation needed to conduct recreational and commercial activities in the State that are regulated by or under the jurisdiction of the department. Requires DLNR to convert existing application processes into a digital format to be used on the website. Appropriates funds for the establishment of the website. Effective 6/30/3000. (HD1)</u></p>	<p><u>WTL, WAM</u> <u>Measure added</u> <u>3/10/2023</u></p>
<p><u>HB 1183, HD1</u> <u>(HSCR1136)</u> <u>Status & Testimony</u></p>	<p><u>RELATING TO STATE PARKS.</u> <u>Exempts parking lot operations at state parks and operation of concessions at certain state parks from the bidding requirements for concessions operating on public property. Effective 6/30/3000. (HD1)</u></p>	<p><u>WTL, WAM</u> <u>Measure added</u> <u>3/10/2023</u></p>
<p><u>HB 1394, HD1</u> <u>(HSCR1138)</u> <u>Status & Testimony</u></p>	<p><u>RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES.</u> <u>Appropriates funds to the department of land and natural resources for operating costs and personnel to manage certain trailheads as part of the Na Ala Hele trail and access program. Effective 6/30/3000. (HD1)</u></p>	<p><u>WTL, WAM</u> <u>Measure added</u> <u>3/10/2023</u></p>

Decision Making to follow, if time permits.

All testimony received by the Hawai'i Senate is posted on the Hawai'i Legislature's website, which is accessible to the public. Please do not include private information that you do not want disclosed to the public.

Please go to the Legislature's website, www.capitol.hawaii.gov, to submit **written testimony** at least 24 hours prior to the hearing. Create a free account on the website, or sign in to an existing account, then click on the "Participate" drop down menu and select the "Submit Testimony" option to get started. While submitting your written testimony, you will be prompted to indicate if you would also like to testify at the hearing in-person or remotely via videoconference.

Please note the following:

- The number of oral testifiers and/or time allotted to each testifier may be limited by the Chair when necessary to adhere to the committee hearing schedule. We may not be able to accommodate everyone who requests to testify orally.
- Testifiers for this hearing will be limited to **1 minutes** each.

If you wish to **testify via videoconference** during the hearing, please review the detailed step-by-step instructions for testimony procedures before you submit your written testimony. Here's a direct link to the instructions: <https://capitol.hawaii.gov/docs/testimonyinstructions.pdf>

For general help navigating the committee hearing process, please contact the Public Access Room at (808) 587-0478 or par@capitol.hawaii.gov. You can also visit their website at <https://lrb.hawaii.gov/par/>.

For special assistance: The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e., interpretive services (oral or written) or ASL interpreter), or are unable to submit testimony via the website due to a disability, please contact the committee at WTLcommittee@capitol.hawaii.gov at least 24 hours prior to the hearing.

For amended notices: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 586-8399.

Senator Lorraine R. Inouye
Chair