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# A BILL FOR AN ACT

RELATING TO NATURAL RESOURCES.

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

1           SECTION 1. The legislature finds that the Kainahola stream  
2 on Kauai flows through state property. The legislature further  
3 finds that the State has not provided the resources necessary to  
4 remove overgrown vegetation from the Kainahola stream  
5 drainageway to prevent flooding of the stream. As a result, the  
6 Kainahola stream has overflowed and at times flooded adjoining  
7 properties.

8           In one such instance, the owner of an adjoining property  
9 filed suit against the State, which resulted in the State being  
10 ordered to remove overgrown vegetation from the Kainahola stream  
11 drainageway. The legislature appropriated approximately  
12 \$1,600,000 for the cleanup, which allowed the departments of  
13 agriculture and biosecurity and land and natural resources to  
14 complete seventy-five per cent of the necessary cleanup.  
15 However, further funds are necessary to complete the removal of  
16 overgrown vegetation.



1           Accordingly, the purpose of this Act is to appropriate the  
2 funds necessary to finish removing overgrown vegetation from the  
3 Kainahola stream drainageway in accordance with *KRB LLC v.*  
4 *State*, Civil No. 15-1-0127.

5           SECTION 2. There is appropriated out of the general  
6 revenues of the State of Hawaii the sum of \$                    or so  
7 much thereof as may be necessary for fiscal year 2026-2027 to  
8 finish removing overgrown vegetation from the Kainahola stream  
9 drainageway in accordance with *KRB LLC v. State*, Civil No. 15-1-  
10 0127.

11           The sum appropriated shall be expended by the department of  
12 agriculture and biosecurity for the purposes of this Act.

13           SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

DAB; Kainahola Stream; Appropriation

**Description:**

Appropriates funds for the removal of overgrown vegetation from the Kainahola Stream drainageway. Effective 7/1/2050. (SD1)

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

