

ACT 194

H.B. NO. 2871

A Bill for an Act Relating to the West Maui Ocean Recreation Management Area.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The legislature finds that increased recreational and commercial activities in Hawaii's nearshore waters have led to safety concerns, and in some cases, tragic results. The legislature also finds that given the popularity of ocean activities in Kaanapali on the island of Maui, the department of land and natural resources should establish a west Maui ocean recreation management area advisory committee comprised of users of the ocean to work with the department on issues arising relating to the area, particularly the waters of Kaanapali.

SECTION 2. (a) Not later than September 1, 2012, the department of land and natural resources shall establish a temporary west Maui ocean recreation management area advisory committee that shall advise the department of land and natural resources on issues related to the uses and maintenance of state waters within the west Maui ocean recreation management area, particularly within the waters adjacent to Kaanapali on the island of Maui.

(b) The temporary advisory committee shall consist of five members of the west Maui community appointed by the chairperson of the board of land and natural resources without regard to section 26-34, Hawaii Revised Statutes, as follows:

- (1) One swimming enthusiast;
- (2) One paddling enthusiast;
- (3) One surfing enthusiast;
- (4) One commercial boating enthusiast; and
- (5) One fishing enthusiast.

No member shall be made subject to chapter 84, Hawaii Revised Statutes, solely because of that member's participation as a member of the temporary advisory committee. The temporary advisory committee created by this section shall be terminated on June 30, 2015.

SECTION 3. The department of land and natural resources shall submit an annual report to the legislature, no later than twenty days prior to the convening of each regular session beginning with the 2013 legislative session and until the expiration of the temporary west Maui ocean recreation management area advisory committee, regarding the findings and recommendations, including any proposed legislation, of the temporary west Maui ocean recreation management area advisory committee.

SECTION 4. This Act shall take effect on July 1, 2012.

(Approved June 29, 2012.)