

ACT 85

S.B. NO. 2330

A Bill for an Act Relating to the Kaneohe Bay Regional Council.

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

SECTION 1. Section 200D-2, Hawaii Revised Statutes, is amended as follows:

1. By amending subsection (c) to read:

“(c) The director of health; ~~the superintendent of education; two representatives]~~ a representative of the department of land and natural resources; ~~including one from the]~~ division of boating and ocean recreation ~~[and one from];~~ the administrator of the aquatic resources division; the commanding officer of the Kaneohe Marine Corps Air Station; and the director of the office of planning; ~~[and the director of business, economic development, and tourism;]~~ or their designated representatives shall serve as ex officio nonvoting members of the council. Additionally, the council may designate representatives of other appropriate agencies as ex officio nonvoting members of the council.”

2. By amending subsection (e) to read:

“(e) ~~[A] The chairperson shall be [elected annually by the council from among the council's voting members; provided that:~~

(1) ~~Only a nongovernmental member shall be elected as chairperson;~~
and

(2) ~~No member may serve as chairperson for more than two consecutive years.]~~

the administrator of the aquatic resources division.”

SECTION 2. Section 200D-3, Hawaii Revised Statutes, is amended to read as follows:

“§200D-3 Kaneohe Bay regional council; general powers, duties, and functions. The council shall have the following powers and duties and perform the following functions:

- (1) Facilitate the implementation of the master plan as it relates to ocean use activities;
- (2) Review and periodically amend the master plan as it relates to ocean use activities;
- (3) Serve as a central coordinative clearinghouse of public and private activities in Kaneohe Bay, and as a repository and disseminator of information on the bay;
- (4) Facilitate productive interaction between users of the bay and the general public in order to develop a common vision and make recommendations for public policy related to the bay;
- (5) Recommend research, studies, data collection, and planning activities designed to provide additional information on Kaneohe Bay, with particular reference to the specific needs of the bay, and to publicize the results thereof, to the extent that these functions do not duplicate or supplant activities provided by other state or county agencies;
- (6) Advise and make recommendations to the State and the county on matters regarding the use of Kaneohe Bay by the general public, marine research programs, and commercial ocean use activities, including legislative matters;
- (7) Develop short- and long-term goals based on the master plan, resources, and programs for Kaneohe Bay;
- (8) Educate the public and users of Kaneohe Bay on the problems and needs of the bay through public education programs;
- (9) Serve as the public advocate for Kaneohe Bay;
- (10) Initiate and maintain contact with public, private, county, and state organizations, agencies, and individuals engaging in activities in Kaneohe Bay;
- (11) Establish a Kaneohe Bay fishing panel to monitor fishing activities in the bay, as recommended in the master plan as it relates to ocean use activities; and
- (12) Hold ~~[annual public hearings until 1999]~~ quarterly meetings on the status of the implementation of the master plan ~~[as it relates to ocean use activities and research being conducted by the Hawaii institute of marine biology].”~~

SECTION 3. (a) The Kaneohe bay regional council shall review and evaluate the provisions of section 200D-3, Hawaii Revised Statutes, to determine whether its powers, duties, and functions remain applicable and relevant and if changes to its mission and functions are required.

(b) The Kaneohe bay regional council shall submit a report of its findings and recommendations, including the results of its review and evaluation pursuant to subsection (a), and any proposed legislation, to the legislature no later than twenty days prior to the convening of the regular session of 2015.

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

**SECTION 5. This Act shall take effect on July 1, 2014.
(Approved June 16, 2014.)**