
A BILL FOR AN ACT

RELATING TO HAWAIIAN FISHPONDS.

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

1 SECTION 1. Section 171-28, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§171-28 Government-owned Hawaiian [fish ponds-]~~
4 fishponds; sale prohibition. (a) The board may investigate and
5 develop scientific commercial management practices for
6 government-owned Hawaiian [~~fish ponds~~] fishponds and
7 reconstruct, rehabilitate, improve, and stock the [~~fish ponds;~~]
8 fishponds; and expend moneys from the special land and
9 development fund. All revenues derived from any government-
10 owned Hawaiian [~~fish pond~~] fishpond shall be deposited in the
11 fund.

12 (b) The board may lease government-owned Hawaiian [~~fish~~
13 ~~ponds~~] fishponds with legislative authorization as provided
14 under section 171-53(c); provided that in lieu of legislative
15 authorization, the board may lease such [~~fish ponds~~] fishponds
16 if:

17 (1) A public hearing is conducted on the proposed lease on
18 the island where the [~~fish pond~~] fishpond is located;

1 (2) The board finds that the proposed lease does not cause
2 a substantial adverse environmental or ecological
3 impact on the [~~fish pond~~] fishpond or surrounding
4 area; and

5 (3) The proposed lease is not in violation of applicable
6 federal, state, or county laws.

7 (c) Any law to the contrary notwithstanding, the board may
8 not sell public land on which government-owned Hawaiian
9 fishponds are located."

10 SECTION 2. This Act does not affect rights and duties that
11 matured, penalties that were incurred, and proceedings that were
12 begun, before its effective date.

13 SECTION 3. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 4. This Act shall take effect on January 1, 2090.

Report Title:

Government-owned Hawaiian Fishponds; Prohibition on Sale

Description:

Prohibits the sale of public lands on which government-owned Hawaiian fishponds are located. Effective 1/1/90. (SD2)