

JAN 27 2016

A BILL FOR AN ACT

RELATING TO WATER RIGHTS.

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

1 SECTION 1. Section 171-58, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:
3 "(c) Disposition of water rights may be made by lease at
4 public auction as provided in this chapter or by permit for
5 temporary use on a month-to-month basis under those conditions
6 which will best serve the interests of the State and subject to
7 a maximum term of one year and other restrictions under the law;
8 provided that where an application has been made for a lease
9 under this section to continue a previously authorized
10 disposition of water rights, a holdover permit may be authorized
11 for a holdover period until such time as the pending application
12 for the disposition of such water rights is finally resolved,
13 even if such holdover period may exceed one year; provided
14 further that any disposition by lease shall be subject to
15 disapproval by the legislature by two-thirds vote of either the
16 senate or the house of representatives or by majority vote of
17 both in any regular or special session next following the date



1 of disposition; provided further that after a certain land or
 2 water use has been authorized by the board subsequent to public
 3 hearings and conservation district use application and
 4 environmental impact statement approvals, water used in
 5 nonpolluting ways, for nonconsumptive purposes because it is
 6 returned to the same stream or other body of water from which it
 7 was drawn, essentially not affecting the volume and quality of
 8 water or biota in the stream or other body of water, may also be
 9 leased by the board with the prior approval of the governor and
 10 the prior authorization of the legislature by concurrent
 11 resolution."

12 SECTION 2. New statutory material is underscored.

13 SECTION 3. This Act shall take effect upon its approval
 14 and shall apply to all pending and future applications before
 15 the board of land and natural resources for the disposition of
 16 water rights.

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INTRODUCED BY:

J. Glenn Egler

D. Masland

Rosalyn de Beke

W.C. Keith Aggan

M. Hill



S.B. NO. 3001

Report Title:

Water Rights; Holdover Permit

Description:

Allows a holdover permit to be issued to an applicant seeking to renew their water rights lease.

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

