
A BILL FOR AN ACT

RELATING TO THE KOKE'E STATE PARK ADVISORY COUNCIL.

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

1 SECTION 1. The coronavirus (COVID-19) has had a
2 catastrophic impact on the world economy. The complexities of
3 dealing with a worldwide health crisis have added additional
4 layers of uncertainty that may increase the time needed for
5 recovery. Because of this, the State has implemented the fiscal
6 biennium 2021-2023 program review to identify ways to:

7 (1) Reduce expenditures;

8 (2) Identify programs, functions, and/or activities for
9 possible elimination that, although well-intentioned,
10 are of marginal benefit, low performing, or of lesser
11 priority; and

12 (3) Identify cost-saving opportunities in core and primary
13 programs and services through tightening program
14 eligibility, reducing program benefits, improving
15 efficiency, or cost shifting.

16 The department of land and natural resources, after
17 thorough review and much scrutiny, has determined that the Koke'e
18 state park advisory council, established under section 171-8.5,

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1 Hawaii Revised Statutes, to review and assist in updating and
2 revising the Koke'e state park master plan, has fulfilled its
3 purpose as the Koke'e state park master plan was completed in
4 2014. The department of land and natural resources reported
5 that the Koke'e state park advisory council has not met for over
6 five years.

7 The purpose of this Act is to repeal section 171-8.5,
8 Hawaii Revised Statutes, establishing the Koke'e state park
9 advisory council.

10 SECTION 2. Section 171-8.5, Hawaii Revised Statutes, is
11 repealed.

12 [~~§171-8.5 Koke'e state park advisory council.~~] (a)
13 ~~There is established a Koke'e state park advisory council, to be~~
14 ~~placed within the department of land and natural resources for~~
15 ~~administrative purposes only. The advisory council shall~~
16 ~~consist of nine voting members appointed in equal numbers by the~~
17 ~~governor, the speaker of the house of representatives and the~~
18 ~~president of the senate in accordance with section 26-34, and~~
19 ~~four ex-officio nonvoting members.~~

20 (b) ~~The voting members of the advisory council shall be~~
21 ~~Kaua'i residents and shall possess general knowledge of at least~~
22 ~~one of the four strategic areas listed below:~~

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- 1 ~~(1) Education;~~
- 2 ~~(2) Cultural resources;~~
- 3 ~~(3) The environment; or~~
- 4 ~~(4) Native plants, animals, and ecosystems.~~
- 5 ~~(c) The ex-officio nonvoting members shall be as follows:~~
- 6 ~~(1) A representative of the United States Fish and~~
- 7 ~~Wildlife Service;~~
- 8 ~~(2) A representative of the department of land and natural~~
- 9 ~~resources forestry and wildlife division, as~~
- 10 ~~designated by the chairperson of the board of land and~~
- 11 ~~natural resources;~~
- 12 ~~(3) A representative of the department of land and natural~~
- 13 ~~resources state parks division, as designated by the~~
- 14 ~~chairperson of the board of land and natural~~
- 15 ~~resources; and~~
- 16 ~~(4) A representative of the county of Kauai, as designated~~
- 17 ~~by the Kauai county council.~~
- 18 ~~(d) The voting members of the advisory council shall serve~~
- 19 ~~not more than two consecutive three year terms, with each term~~
- 20 ~~beginning on July 1; provided that the initial terms of the~~
- 21 ~~appointed members that commence after June 30, 2008, shall be~~
- 22 ~~staggered as follows:~~

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1 ~~(1) Three members to serve three-year terms;~~

2 ~~(2) Three members to serve two-year terms; and~~

3 ~~(3) Three members to serve a one-year term.~~

4 ~~For the initial appointments, the governor, the president~~
5 ~~of the senate, and the speaker of the house of representatives~~
6 ~~shall designate each of their appointees to serve a one, two, or~~
7 ~~three-year term.~~

8 ~~(e) The members of the advisory council shall not receive~~
9 ~~compensation for their services but shall be reimbursed for~~
10 ~~expenses, including travel expenses, incurred in their duties~~
11 ~~relating to the council.~~

12 ~~(f) A chairperson shall be elected annually by the~~
13 ~~advisory council from among the council's voting members;~~
14 ~~provided that no member may serve as chairperson for more than~~
15 ~~two consecutive years.~~

16 ~~(g) Five voting members of the advisory council shall~~
17 ~~constitute a quorum to do business and any action taken by the~~
18 ~~advisory council shall be validated by a simple majority of the~~
19 ~~quorum.~~

20 ~~(h) The advisory council's responsibilities shall include:~~

21 ~~(1) Reviewing and assisting in updating and revising the~~
22 ~~Koke's state park master plan;~~

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- 1 ~~(2) Advising and assisting in the management of the Koke'e~~
- 2 ~~recreational cabin leases;~~
- 3 ~~(3) Enhancing community education and cultural awareness~~
- 4 ~~of Koke'e state park;~~
- 5 ~~(4) Participating in the protection and preservation of~~
- 6 ~~Koke'e state park's natural and cultural resources; and~~
- 7 ~~(5) Advising and assisting in the overall implementation~~
- 8 ~~of the Koke'e state park master plan."]~~

9 SECTION 3. Statutory material to be repealed is bracketed
10 and stricken.

11 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: 

14

BY REQUEST

15

JAN 25 2021

16

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Report Title:

Koke'e State Park Advisory Council; Repeal

Description:

Repeals section 171-8.5, Hawaii Revised Statutes, establishing the Koke'e State Park Advisory Council.

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

JUSTIFICATION SHEET

DEPARTMENT: Land and Natural Resources

TITLE: A BILL FOR AN ACT RELATING TO THE KOKE'E STATE PARK ADVISORY COUNCIL.

PURPOSE: To repeal section 171-8.5, Hawaii Revised Statutes (HRS), establishing the Koke'e State Park Advisory Council.

MEANS: Repeal section 171-8.5, HRS.

JUSTIFICATION: The coronavirus (COVID-19) has had a catastrophic impact on the world economy. The complexities of dealing with a worldwide health crisis have added additional layers of uncertainty that may increase the time needed for recovery. Because of this, the State has implemented the Fiscal Biennium 2021-2023 Program Review to identify ways to:

- (1) Reduce expenditures;
- (2) Identify programs, functions, and/or activities for possible elimination that, although well-intentioned, are of marginal benefit, low performing, or of lesser priority; and
- (3) Identify cost-saving opportunities in core and primary programs and services through tightening program eligibility, reducing program benefits, improving efficiency, or cost shifting.

The Department notes that the Koke'e State Park Advisory Council, established to review and assist in updating and revising the Koke'e State Park Master Plan, has fulfilled its purpose as the Koke'e State Park Master Plan was completed in 2014. The Department further notes that the Koke'e State Park Advisory Council has not met for over five years. As such, the Department recommends

that section 171-8.5, HRS, establishing the Koke'e State Park Advisory Council be repealed.

Impact on the public: None as the Koke'e State Park Master Plan has been completed. There is a Koke'e Leaseholders Association in place and it may serve as a point of contact and outlet for future planning of Koke'e State Park.

Impact on the department and other agencies: None.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION: LNR 806.

OTHER AFFECTED
AGENCIES: None.

EFFECTIVE DATE: Upon approval.