

SECTION 19. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 20. This Act shall take effect upon its approval.

(Approved May 26, 1983.)

1983



H.B. NO. 234

A Bill for an Act Relating to the Hawaiian Homes Commission Act, 1920, As Amended.

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

SECTION 1. **Purpose.** The purpose of this bill is to allow the Department of Hawaiian Home Lands greater flexibility in the administration of its lands, through the disposition of licenses. Such license dispositions are to be on such terms, conditions and restrictions as the Commission shall determine, provided that any such license shall not in any way restrict the areas required by the department in carrying on its duties, nor interfere in any way with the department's operation or maintenance activities.

SECTION 2. Section 207 of the Hawaiian Homes Commission Act, 1920, as amended, is amended by amending subsection (c) to read:

"(c)(1) The department is authorized to grant licenses [for terms of not to exceed twenty-one years in each case, to public utility companies or corporations] as easements for railroads, telephone lines, electric power and light lines, gas mains, and the like. The department is also authorized to grant licenses for lots within a district in which lands are leased under the provisions of this section, to[-]:

(A) [churches,] Churches, hospitals, public schools, post offices, and other improvements for public purposes; and

(B) [theaters,] Theaters, garages, service stations, markets, stores, and other mercantile establishments (all of which shall be owned by lessees of the department or by organizations formed and controlled by said lessees).

(2) The department is also authorized, with the approval of the governor, to grant licenses to the United States for terms not to exceed five years, for reservations, roads, and other rights-of-way, water storage and distribution facilities, and practice target ranges[:]; provided[,] that any such license may be extended from time to time by the department, with the approval of the governor, for additional terms of three years[: provided further, that any such license shall not restrict the areas required by the department in carrying on its duties, nor interfere in any way with the department's operation on maintenance activities].

(3) Any license issued under this subsection shall be subject to such terms, conditions and restrictions as the department shall determine and shall not restrict the areas required by the department in carrying on its duties, nor interfere in any way with the department's operation or maintenance activities."

SECTION 3. The provisions of these legislative amendments are declared to be severable, and if any section, sentence, clause or phrase of these legislative

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amendments or any of them, or the application thereof to any person or circumstances is held ineffective because there is a requirement of having the consent of the United States to take effect, then, that portion only shall take effect upon the granting of consent by the United States and the effectiveness of the remainder of these legislative amendments or the application thereof shall not be affected.

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

SECTION 5. This Act shall take effect upon its approval.

(Approved May 26, 1983.)

ACT 126

H.B. NO. 268

A Bill for an Act Relating to State Population and Planning.

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

SECTION 1. Chapter 224, Hawaii Revised Statutes, is repealed.

SECTION 2. Chapter 201, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§201- Population planning and management. The department shall:

- (1) Research ways to manage the State's population size, rate of growth, and distribution with regard to economic, environmental, and social impacts on the State;
- (2) Review governmental plans, programs, and activities which could significantly affect the State's population characteristics, and report findings as appropriate;
- (3) Recommend administrative and legislative actions to improve the planning and management of the State's population size, rate of growth, and distribution;
- (4) Assist and coordinate the efforts of governmental and private agencies in planning, implementing, and evaluating activities which relate to the management of the State's population size, rate of growth, and distribution;
- (5) Examine relevant national and international policies, programs, and demographic changes for their impact on managing the State's population size, rate of growth, and distribution; and
- (6) Promote public awareness and understanding of the need to plan and manage the State's population size, rate of growth, and distribution."

SECTION 3. Section 222-2, Hawaii Revised Statutes, is amended to read as follows:

"§222-2 Duties of the center. The center shall:

- (1) Serve as a research arm of the commission on the year 2000, [the state commission on population and the Hawaiian future,] the commission on manpower and full employment, and such other public agencies as may properly require its services and assistance in locating research