

ACT 37

“(f) Water systems in the exclusive control of the department shall remain under its exclusive control[.]; provided that the department may negotiate an agreement to provide for the maintenance of the water system and the billing and collection of user fees. If any provision or the application of [such] that provision is inconsistent with [the provision] provisions contained [herein,] in this section, this section shall control.

Water systems include all real and personal property together with all improvements to such systems acquired or constructed by the department for the distribution and control of [such] water for domestic or agricultural use.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved April 16, 1984.)

ACT 37

H.B. NO. 2195-84

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. The purpose of this Act is to provide all native Hawaiians with access to licenses for lots in which lands are leased to theaters, garages, service stations, markets, stores, and other mercantile establishments. Presently, only lessees of the department or organizations formed and controlled by lessees are eligible to receive such licenses. Native Hawaiians who are not lessees are therefore restricted under present provisions. It is the intent that through this amendment all native Hawaiians would be eligible to receive licenses issued under this program.

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 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 section¹ [to:] for:

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

(B) Theaters, garages, service stations, markets, stores, and other mercantile establishments (all of which shall be owned by [lessees of the

