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# A BILL FOR AN ACT

RELATING TO IRRIGATION.

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

1 SECTION 1. Section 167-24, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3 "(d) Landowners may apply for funding assistance from the  
4 irrigation repair and maintenance special fund; provided that  
5 the landowner:

6 (1) Provides matching funding equal to the amount received  
7 from the irrigation repair and maintenance special  
8 fund;

9 ~~[-(2) Agrees to file a petition for declaratory ruling  
10 pursuant to section 205-45 designating a majority of  
11 all land served by the water produced by the  
12 irrigation system as important agricultural lands as  
13 defined under section 205-42 and notifies the board  
14 and county of the petition and designation for the  
15 purpose of inclusion on maps; and]~~

16 (2) Dedicates the land to be served by the irrigation  
17 system funded under this section to agricultural use



1           for no fewer than ten years pursuant to county  
2           ordinance; and  
3           (3) Agrees to actively use, or provide for the active use  
4           of, all such lands for agricultural production if  
5           those lands continue to be owned or controlled by the  
6           landowner [~~and served by the water produced by the~~  
7           ~~irrigation system for agricultural production~~].

8           The board shall develop processes, policies, standards, and  
9           criteria for selecting the landowners that are to receive  
10          funding and the amount of such funding. The board shall also  
11          develop processes, policies, standards, and criteria for  
12          determining the amount of funding provided to irrigation systems  
13          in subsection (b) owned by the State."

14          SECTION 2. Statutory material to be repealed is bracketed  
15          and stricken. New statutory material is underscored.

16          SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

Irrigation Repair and Maintenance Special Fund

**Description:**

Requires landowners applying for funding assistance from the Irrigation Repair and Maintenance Special Fund to dedicate the land to be irrigated to agricultural use for no fewer than ten years. Repeals existing requirement that the landowner file a petition for declaratory ruling designating a majority of all land served by the irrigation system as important agricultural land. (HB406 HD1)

