



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
DEPARTMENT OF LAND AND NATURAL RESOURCES | KA 'OIHANA KUMUWAIWAI 'ĀINA
COMMISSION ON WATER RESOURCE MANAGEMENT | KE KAHUWAI PONO
P.O. BOX 621
HONOLULU, HAWAII 96809

AGENDA FOR THE MEETING OF THE COMMISSION ON WATER RESOURCE MANAGEMENT

DATE: May 19, 2026
TIME: 9:00 a.m.
PLACE: DLNR Boardroom, Kalanimoku Bldg.
1151 Punchbowl Street, Room 132
Honolulu, Hawai'i 96813
Online via Zoom, Meeting ID 899 4212 6343
<https://us06web.zoom.us/j/89942126343>

This meeting will be held using interactive conference technology under Section 92-3.7, Hawai'i Revised Statutes (HRS). Commission members, staff, applicants, testifiers, and the public can choose to participate in person, online via Zoom, or by telephone. The public may also view the live meeting via its live stream at: <https://www.youtube.com/@dlnrcwrm/streams>

To Provide Written Testimony

We encourage interested persons to submit written testimony in advance, which will be distributed to Commissioners prior to the meeting and allow a timely review. **Please submit written testimony via email to: CWRM.testimony@hawaii.gov.** Testimony can also be mailed to P.O. Box 621, Honolulu, Hawai'i 96809. Written testimonies may be posted upon the Commission on Water Resource Management website; as a precaution, please be mindful with any personal information prior to submitting unless you intend it to be shared. Late written testimony will be retained as part of the record and distributed to Commissioners as soon as practicable, but we cannot ensure the Commission will receive it in sufficient time to review prior to decision-making.

To Provide In-Person Oral Testimony

Attend in-person at: 1151 Punchbowl St., Room 132 (Kalanimoku Building), Honolulu, Hawai'i 96813.

To Provide Testimony by Telephone

On the day of the meeting at the start of the agenda item you wish to testify on, dial: +1 (719) 359-4580; input the meeting ID and follow the prompts. Enter *6 to mute/unmute; *9 to raise/lower hand.

To Provide Video/Zoom Testimony

Please send your request in a timely manner to CWRM.testimony@hawaii.gov, indicating the agenda item on which you wish to testify. Once your request has been received, a confirmation email containing pertinent information will be sent. We appreciate advance notification if you plan to testify; however, advance sign-up is not required.

If you are attending virtually via Zoom and wish to provide oral testimony:

1. When you sign in on Zoom, please include your first and last name and the number of the agenda item you wish to testify on; and
2. When the Chair calls for testimony on your agenda item, please use the “RAISE HAND” feature in Zoom and wait for your name to be called. If you need to step away from the meeting, please lower your hand and raise it again when you return so that you may be called upon.

*We kindly ask that all oral/video testimony be limited to not more than two (2) minutes.
We also ask that you identify yourself and any affiliation before speaking,
but you can choose not to do so.*

A. APPROVAL OF MINUTES

1. January 20, 2026
2. March 24, 2026

B. ACTION ITEMS

1. Planning Branch – Request Approval of Consultant Selection and Delegation of Authority to the Chairperson to Award, Execute, and Extend Contract for the Hawai'i Statewide Recycled Water Implementation Study for State and County Facilities
2. Groundwater Branch – Request for Delegation of Authority to Chairperson to Enter into a Joint Funding Agreement with the U.S. Geological Survey for the Project “Analysis of Groundwater Flow in the Central Aquifer Sector, Maui, Hawai'i” for Federal Fiscal Year (FFY) 2027; and Declare that the Project is Exempt from the Preparation of an Environmental Assessment under Hawai'i Revised Statutes Chapter 343, and Hawai'i Administrative Rules Chapter 11-200.1
3. Stream Protection and Management Branch – Approval of Stream Channel Alteration Permit (SCAP.6484.6) Application and Special Conditions; Applicant County of Maui, Department of Public Works; ʻĪao Stream Bridge No. 59 Rehabilitation, Wailuku River, Wailuku Surface Water Management Area, Maui, Tax Map Key: (2) 3-5-003:999
4. Stream Protection and Management Branch – Request for Delegation of Authority to Chairperson to Enter into a Joint Funding Agreement with U.S. Geological Survey for Multi-Year Hydrologic Data Collection Statewide, and Declare that this Project is Exempt from the Preparation of an Environmental Assessment under Hawai'i Revised Statutes § 343-6, based on Hawai'i Administrative Rules § 11-200.1-15(c)(5) and the Exemption List for the Commission on Water Resource Management Approved by the Environmental Council on January 5, 2021, in Exemption Class 5, Part 1, Type 1
5. Stream Protection and Management Branch – Request for Delegation of Authority to the Deputy Director to Contract with the University of Hawai'i, Social Science Research Institute, for Services of a Senior Stream Technician to Provide Support for a Statewide Stream Habitat and Biological Monitoring Project from July 1, 2026 through June 30, 2027; and Declare that the Project is Exempt from the Preparation of an Environmental Assessment under

Hawai'i Revised Statutes Chapter 343, and Hawai'i Administrative Rules Chapter 11-200.1

6. Stream Protection and Management Branch – Request to Find that Maui Land & Pineapple Company, Inc. (MLP) Has Complied with the Commission's February 24, 2026 Directive to Negotiate and Execute a Funding Agreement with the U.S. Geological Survey (USGS) for a USGS Stream Gage Below Diversion 770 on Honokōhau Stream, Honokōhau, Maui, TMK: (2) 4-1-010-017; Find that MLP Has Satisfied the Commission's February 24, 2026 Requirement to Report Back on the Status of Implementation; and Require Written Status Updates Regarding Transmittal of Payment to USGS and Installation of Gaging Station

The Commission may go into Executive Session pursuant to Section 92-5(a)(4), Hawai'i Revised Statutes, to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities and liabilities.

C. NON-ACTION ITEMS / INFORMATIONAL BRIEFINGS

1. Mahi Pono – Briefing on Status of East Maui Diversion Modifications Ordered by the Commission in Contested Case Hearing CCH-MA13-01, Encompassing 27 Surface Water Hydrologic Units from Honopou to Makapipi, and on November 15, 2022, Encompassing 11 Surface Water Hydrologic Units in the Huelo-Region from Ho'olawa to Kōlea
2. Deputy Director – Briefing on FY27 Budget and Final Legislation Related to the Commission on Water Resource Management for the 2026 Legislative Session
 - a. **HB0306 HD2 SD1 CD1 — RELATING TO STATE WATER CODE PENALTIES.**

Adds a minimum penalty and maximum penalty per violation of the State Water Code and authorizes the Commission on Water Resource Management to consider each day that a violation exists or continues to exist a separate offense. Establishes factors the CWRM must consider when determining the amount of the penalty. Makes failure to maintain natural stream channel that causes an unreasonable and substantial physical obstruction of natural flow a violation of State Water Code. Establishes period a violator may remedy violation or enter into corrective action plan with CWRM. Prohibits State from acquiring fee simple interest artificial watercourses under certain circumstances. Effective 7/1/2026. (CD1)

b. **HB1728 HD1 SD1 CD1 — RELATING TO RAINWATER CATCHMENT SYSTEMS.**

Requires the counties to allow for the installation and operation of rainwater catchment systems for potable and non-potable uses on all properties. Authorizes the counties to regulate and enforce standards for the use of rainwater catchment systems.

c. **HB1800 HD1 SD1 CD1 — RELATING TO THE STATE BUDGET.**

Adjusts and requests appropriations for fiscal biennium 2025-2027 funding requirements for operations and capital improvement projects of Executive Branch agencies and programs.

d. **SB2921 SD1 HD1 CD1 — RELATING TO STATE FUNDS.**

Transfers to the general fund the excess balances of various non-general funds and programs.

D. ANNOUNCEMENTS

1. Deputy Director – Status Update on the Processing of Water Use Permit Applications for the Lahaina Surface and Ground Water Management Area
2. Congratulations to New Commissioners Moses Haia and Juanita Reyher-Colón
3. Mahalo to Commissioner Wayne Katayama for Eight Years of Dedicated Service

E. COMMISSION MEETING SCHEDULE (*Tentative*)

1. June 16, 2026 (Tuesday)
2. July 21, 2026 (Tuesday)

NOTE: Items may be taken out of order and will be announced at the start of the meeting

The Commission may go into Executive Session pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities and liabilities.

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Materials related to items on this agenda are available for review at our office at 1151 Punchbowl Street, Room 227, and will also be available at the meeting. The

agenda and the listed submittals will be provided in the board packet if one is made.

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In some of the matters before the Commission, a person may wish to request a contested case hearing. If such a request is made before the Commission's decision, then the Commission will consider the request first before considering the merits of the item before it. A person who wants a contested case may also wait until the Commission decides the issue, then request the contested case after the decision, but before the close of the Commission meeting. Any request must also be made in writing within ten calendar days. If no request for contested case is made, the Commission will make a decision. The Commission will treat the decision as final and proceed accordingly.

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If you need an auxiliary aid/service or other accommodation due to a disability, contact the Commission secretary at: 808-587-0214 or dlr.cwrn@hawaii.gov as soon as possible. Requests made as early as possible will allow adequate time to fulfill your request. Upon request, this agenda is available in alternate/accessible formats

Please refer to the CWRM website for complete submittals at:

<http://dlr.hawaii.gov/cwrn/newsevents/meetings/>