
HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO
DETERMINE IF THERE ARE ADDITIONAL AREAS OFF THE COAST OF
MAUI THAT WOULD BE APPROPRIATE FOR COMMERCIAL THRILL CRAFT
OPERATIONS AND TO ISSUE PERMITS FOR THOSE AREAS.

1 WHEREAS, the State has declared that the policy guiding
2 regulation of ocean recreation shall be to promote and attain:
3 the full use and enjoyment of the waters of the State; the
4 safety of persons and the protection of property as related to
5 the use of the waters of the State; a reasonable uniformity of
6 laws and rules regarding the use of the waters of the State; and
7 conformity with, and implementation of, federal laws and
8 requirements; and
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10 WHEREAS, section 200-37, Hawaii Revised Statutes, directs
11 the Department of Land and Natural Resources to adopt rules to
12 designate areas where, and time periods during which, thrill
13 craft such as jet-skis may be operated; and
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15 WHEREAS, the Department of Land and Natural Resources has
16 adopted section 13-256-18, Hawaii Administrative Rules, that
17 provides, in part, that no commercial thrill craft operations
18 shall be conducted on the waters of the State unless the owner
19 has applied for and been issued a commercial operating area use
20 permit for a designated commercial thrill craft operating area;
21 and
22

23 WHEREAS, the Department of Land and Natural Resources has
24 designated, by rule, ocean recreation management areas in west,
25 south, and north Maui but has permitted commercial thrill craft
26 activities in only one of ten areas or zones within these areas
27 and has not designated any part of east Maui for commercial
28 thrill craft operations; and
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30 WHEREAS, one or more individuals or entities seek to
31 establish thrill craft operations anywhere in Maui waters but



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1 have been told by the Department of Land and Natural Resources
 2 that there are no permits available for such operations; now,
 3 therefore,
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5 BE IT RESOLVED by the House of Representatives of the
 6 Twenty-third Legislature of the State of Hawaii, Regular Session
 7 of 2006, the Senate concurring, that the Department of Land and
 8 Natural Resources is requested to review its ocean recreation
 9 management area designations to determine if additional areas
 10 should be designated for commercial thrill craft operations and
 11 if additional commercial thrill craft operations can be
 12 permitted within existing management areas consistent with the
 13 policy established by the Legislature for ocean recreation
 14 management; and
 15

16 BE IT FURTHER RESOLVED that the Department of Land and
 17 Natural Resources is requested to report its findings and
 18 recommendations, including any proposed legislation or rule
 19 changes, not later than twenty days prior to the convening of
 20 the regular session of 2007; and
 21

22 BE IT FURTHER RESOLVED that a certified copy of this
 23 Concurrent Resolution be transmitted to the Chairperson of the
 24 Board of Land and Natural Resources.
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 26
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OFFERED BY:

Kamea Junaka

Ch. H.!
Cindy Evans
Pat H. Brown
Jim Smith
Angela R. Thomas

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