

Honolulu, Hawaii

MAR - 3 2006

RE: S.B. No. 2574
S.D. 1

Honorable Robert Bunda
President of the Senate
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Water, Land, and Agriculture, to which was referred S.B. No. 2574 entitled:

"A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS,"

begs leave to report as follows:

The purpose of this measure is to add an additional requirement for obtaining or renewing a small boat harbor permit.

Testimony in support of this measure was submitted by the Department of Land and Natural Resources and one individual. Testimony in opposition to this measure was submitted by Expeditions, Frogman Charters, Jack's Diving Locker, Lahaina Divers, Maui-Molokai Sea Cruises, Ocean Tourism Coalition, Trilogy Excursions, and one individual. Comments were submitted by one individual.

Currently, obtaining or renewing a small boat harbor permit requires the owner of a vessel to provide:

- (1) A marine surveyor's inspection that is not more than two years old certifying that the surveyor has inspected the vessel and considers it to meet the requirements set by the Department of Land and Natural Resources; and
- (2) Documentation of the vessel's ownership.

Your Committee notes that virtually all of the testimony in opposition to this measure requested that the measure include a



provision that allows vessel owners to use their current United States Coast Guard commercial vessel certificate of inspection in lieu of State vessel inspections. Your Committee also noted testimony that the Hawaii Administrative Rules adopted by the Department of Land and Natural Resources already provide an exemption for vessel owners that have a current United States Coast Guard commercial vessel certificate of inspection. However, your Committee finds that amending this measure to include this provision is appropriate.

Your Committee has amended this measure by:

- (1) Providing that either a marine surveyor's inspection or a vessel inspection report that is less than two years old is acceptable for obtaining or renewing a small boat harbor permit; and
- (2) Allowing vessel owners to use their current United States Coast Guard commercial vessel certificate of inspection in lieu of a marine surveyor's inspection or a vessel inspection report.

As affirmed by the record of votes of the members of your Committee on Water, Land, and Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2574, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2574, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Water, Land, and
Agriculture,


RUSSELL S. KOKUBUN, Chair



