
A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF TRANSPORTATION.

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

1 SECTION 1. The legislature finds that all users and
2 tenants of state harbor and other harbor facilities are required
3 to comply with all applicable federal, state, or county laws,
4 ordinances, and rules. If a harbor user or tenant is
5 responsible for a violation of applicable laws that results in a
6 fine assessed against the State, the harbor user or tenant
7 should pay the fine.

8 SECTION 2. Section 266-25, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "~~§266-25~~ **Violation of rules; penalty.** Any person who
11 violates any rule made, adopted, and published by the department
12 of transportation as herein provided, or who violates any lawful
13 command of any harbor master, harbor agent, or harbor district
14 manager, while in the discharge of the person's duties, or who
15 violates this chapter, shall be fined not more than [~~\$10,000~~
16 \$27,500 for each offense [~~, and any~~]. Any vessel, [the agents],
17 agent, owner, or crew [of which violate] that violates any rule
18 of the department of transportation as herein provided, or who



1 violates any lawful command of any harbor master, harbor agent,
2 or harbor district manager, pertaining to federal, state or
3 county rule, or who violates the rules of the department or this
4 chapter, shall be fined not more than [~~\$10,000~~] \$27,500 for each
5 violation; provided that in addition to or as a condition to the
6 suspension of the fines and penalties, the court may deprive the
7 offender of the privilege of operating or mooring any vessel in
8 state waters for a period of not more than two years."

9 SECTION 3. Statutory material to be deleted is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect upon its approval.



REPORT Title:

Department of Transportation

Description:

Increases fines imposed on users and tenants who violate chapter 266, HRS (harbors), the department's administrative rules, or any lawful command of any harbor master, agent, or district manager. (SD2)

