
A BILL FOR AN ACT

RELATING TO MARINE LIFE CONSERVATION DISTRICTS.

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

1 SECTION 1. Section 190-4.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§190-4.5 Anchoring, boating, and mooring in marine life
4 conservation districts; rules. (a) No person shall install a
5 buoy or mooring or use an illegally installed buoy or mooring in
6 a marine life conservation district.

7 ~~[(a)]~~ (b) The department shall, pursuant to chapter 91,
8 adopt rules for the regulation of anchoring and mooring in each
9 marine life conservation district established under this
10 chapter.

11 ~~[(b)]~~ (c) Within its jurisdiction over ocean recreational
12 boating and coastal activities, the department shall adopt rules
13 pursuant to chapter 91 for the regulation of boating in each
14 marine life conservation district established under this
15 chapter."

16 SECTION 2. Section 190-5, Hawaii Revised Statutes, is
17 amended to read as follows:



1 "§190-5 Penalty. (a) Any person violating this chapter,
2 any rule adopted pursuant thereto, or the terms and conditions
3 of any permit issued under section 190-4, shall be guilty of a
4 petty misdemeanor and punished as provided in subsections (b)
5 [~~and (c).~~] through (d).

6 (b) The punishment, in addition to any other penalties,
7 shall be a fine of not less than:

8 (1) \$250 for a first offense;

9 (2) \$500 for a second offense; and

10 (3) \$1,000 for a third or subsequent offense.

11 (c) Any person who violates section 190-4.5(a), shall be
12 subject to a revocation of their use permits issued under
13 chapter 200.

14 ~~[(c)]~~ (d) The fines specified in this section shall not be
15 suspended or waived."

16 SECTION 3. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:

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JAN 20 2010



Report Title:

Marine Life Conservation Districts; Illegal Buoys and Moorings

Description:

Prohibits the installation of buoys and moorings and use of illegal buoys and moorings in Marine Life Conservation Districts. Violators are subject to fines and permit revocation.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

