

JAN 22 2010

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# A BILL FOR AN ACT

RELATING TO HARBORS.

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

1 SECTION 1. Section 266-2.3, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) Notwithstanding any law to the contrary, the  
4 department of transportation shall allow, on a space available  
5 basis, a vessel with a use permit authorizing the vessel to moor  
6 in Kewalo basin to moor in Honolulu harbor at no additional cost  
7 and with no additional use permit required under the following  
8 conditions:

9 (1) The manager of Kewalo basin prohibits entrance into  
10 Kewalo basin because of inclement weather or ocean  
11 conditions; provided that as soon as the manager of  
12 Kewalo basin opens the entrance to vessels, the vessel  
13 shall leave Honolulu harbor; or

14 (2) The owner or operator of a commercial fishing vessel  
15 desires to sell the owner's or operator's catch of  
16 fish to a business operating within Honolulu harbor or  
17 otherwise conduct business within Honolulu harbor;



1 provided that the vessel shall not moor in Honolulu  
 2 harbor for a period longer than is necessary to unload  
 3 all or some of the catch of fish for sale or otherwise  
 4 conduct business; and

5 (3) The owner of the vessel is current in its payments of  
 6 any moneys, rates, fees, dues, compensation, fines, or  
 7 penalties assessed against the vessel that are due to  
 8 the State."

9 SECTION 2. New statutory material is underscored.

10 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

Alan Ige

David Ige

[Signature]

[Signature]

Michelle D. Tidani

Randy de Bevoise

Will Espero

Sharonne Chun Palilana

Anna Inoué Ke

Carol Fuemasa

[Signature]

[Signature]

[Signature]  
[Signature]

**Report Title:**

Harbors

**Description:**

Clarifies procedures for Kewalo basin use permit.

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