

JAN 22 2010

A BILL FOR AN ACT

RELATING TO SMALL BOAT HARBORS.

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

1 SECTION 1. Section 200-9, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) State small boat harbors are constructed, maintained,
4 and operated for the purposes of:

5 (1) Recreational boating activities;

6 (2) Landing of fish; and

7 (3) Commercial vessel activities.

8 For the purpose of this section, "recreational boating
9 activities" means the utilization of watercraft for sports,
10 hobbies, or pleasure, and "commercial vessel activities" means
11 the utilization of vessels for activities or services provided
12 on a fee basis. To implement these purposes, only vessels in
13 good material and operating condition that are regularly
14 navigated beyond the confines of the small boat harbor, and
15 which are used for recreational activities, the landing of fish,
16 or commercial vessel activities shall be permitted to moor,
17 anchor, or berth at such harbor or use any of its facilities.



1 As a condition of a commercial permit issued pursuant to
2 this chapter, any permittee who, in the course of providing an
3 excursion between state boating facilities, disembarks fare-
4 paying passengers with the expectation that they will enter upon
5 any public or quasi-public real property during the course of
6 the excursion, shall comply with all rules applicable to these
7 areas having the force and effect of law."

8 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY: Carol Fuhrman



Report Title:

Small Boat Harbors

Description:

Requires small boat harbor commercial vessel permittees who, in the course of providing an excursion between state boating facilities, disembark fare-paying passengers with the expectation that they will enter upon any public or quasi-public real property during the course of their excursion, to comply with all rules and regulations applicable to these areas.

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