

Honolulu, Hawaii

March 16, 2010

RE: S.B. No. 2019  
S.D. 1  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred S.B. No. 2019, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE MAXIMUM TERM OF COMMERCIAL USE AND OPERATOR PERMITS FOR THRILL CRAFT AND PARASAILING,"

begs leave to report as follows:

The purpose of this bill is to remove the 20-year limit on thrill craft and parasailing commercial operator permits.

Hawaiian Parasail Inc. testified in support of this bill. X-Treme Parasail, Inc., Diamond Head Parasail, Inc., and Diamond Head Parasail & Watersports, Inc., supported the intent of this measure. The Ocean Tourism Coalition supported this bill with amendments. The Department of Land and Natural Resources (DLNR), Sea Breeze Parasailing Co., Ltd., and a concerned individual provided comments.

Your Committee finds that to maintain the balance between allowing people to keep businesses into which they have made considerable investments, and giving people who want to enter the industry an opportunity to do so, it is necessary to provide for the disposition of permits that have been revoked by DLNR.



Your Committee has amended this bill by deleting its contents and inserting the substance of House Bill No. 2347, H.D. 2. Specifically, this bill as amended:

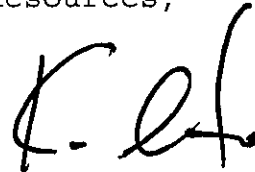
- (1) Inserts language requiring DLNR to offer by public auction, permits revoked for failure to meet the conditions of renewal; and
- (2) Removes the requirement for permit renewal that a permit holder be in compliance with any conditions required by DLNR in response to community or other complaints filed with DLNR.

Your Committee has further amended this bill by:

- (1) Changing the effective date to July 1, 2010; and
- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2019, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2019, S.D. 1, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Water, Land, &  
Ocean Resources,



---

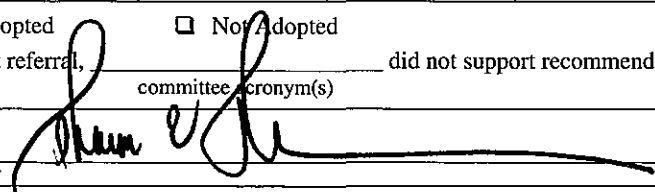
KEN ITO, Chair



State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

HSOR 747-10

Record of Votes of the Committee on Water, Land, & Ocean Resources

Bill/Resolution No.: SB 2019, SD1	Committee Referral: WLO, FIN	Date: 3/12/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
WLO Members	Ayes	Ayes (WR)	Nays	Excused
1. ITO, Ken (C)	X			
2. HAR, Sharon E. (VC)	X			
3. CABANILLA, Rida				X
4. CHANG, Jerry L.	X			
5. CHONG, Pono				X
6. COFFMAN, Denny	X			
7. HERKES, Robert N.	X			
8. LEE, Chris				X
9. LUKE, Sylvia				X
10. MORITA, Hermina M.				X
11. SAGUM, Roland D., III	X			
12. CHING, Corinne W.L.	X			
13. THIELEN, Cynthia				X
TOTAL (13)	7			6
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted         If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				