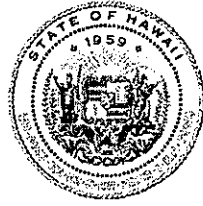
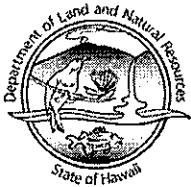


**TESTIMONY**  
**HB 2741 HD1**

LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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**Testimony of  
LAURA H. THIELEN  
Chairperson**

**Before the Senate Committee on  
WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS**

**Wednesday, March 10, 2010  
2:45 PM  
State Capitol, Conference Room 229**

**In consideration of  
HOUSE BILL 2741, HOUSE DRAFT 1  
RELATING TO SMALL BOAT HARBORS**

House Bill 2741, House Draft 1 proposes to clarify that commercial fishing corporations can transfer ownership without losing necessary permits. Although some of the recommendations of the Department of Land and Natural Resources (Department) were incorporated into this measure, the Department still has reservations with the current language and prefers a onetime transfer of any existing commercial fishing corporation with the provision that these permits would no longer be transferable after the onetime transfer and the law would sunset after five years.

Should the Legislature decide to allow for fishing corporations to be transferred in perpetuity, commercial fishing and fishing as a primary means of livelihood needs to be defined in order for the Department to determine whether an applicant applying to transfer or create a fishing corporation is valid or not. The Department recommends the following minimum standards be met prior to authorizing the transfer of any fishing corporations:

- Fishing corporations must meet the same requirements as commercial businesses and vessels as stated in Chapter 13, Hawaii Administrative Rules;
- Fishing corporations shall be required to have commercial fishing insurance naming the State as additional insured; and
- Fishing corporation vessels shall not carry passengers for hire.

**LAURA H. THIELEN**  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

**RUSSELL V. TSUJI**  
FIRST DEPUTY

**KEN C. KAWAHARA**  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
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ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**TESTIMONY**  
**HB 2741 HD1**  
**(END)**