

STAND. COM. REP. NO.

152

Honolulu, Hawaii

Feb 9, 2011

RE: H.B. No. 1566

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred H.B. No. 1566 entitled:

"A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS,"

begs leave to report as follows:

The purpose of this bill is to assist the Department of Land and Natural Resources (DLNR) in addressing needed repair and maintenance at ocean recreation facilities under their jurisdiction through innovative means, given the current economic conditions facing the State. Specifically, this measure:

- (1) Exempts the Ala Wai Boat Harbor from assessment and special improvement district requirements regarding redevelopment;
- (2) Clarifies the permissible uses of leased state boating facility properties to include ocean recreation activities;
- (3) Extends the maximum term for the disposition of public lands of state boating facilities to 65 years;
- (4) Requires any fees collected within small boat harbors to be expended only for costs relating to the operation, upkeep, maintenance, and improvement of small boat harbors;

HB1566 HSCR WLO HMS 2011-1899

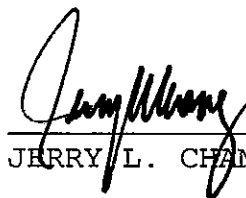


- (5) Allows the limited issuance of commercial use permits for vessels with assigned moorings in Ala Wai and Keehi boat harbors;
- (6) Provides for future mooring fees to be established by appraisal by a state-licensed appraiser and assigned a schedule B rate, while existing mooring holders remain in a schedule A class that shall equal schedule B rates for a five-year period;
- (7) Authorizes DLNR to assess and collect utility fees, including electrical and water charges, and common area maintenance fees, in small boat harbors; and
- (8) Directs DLNR to use the request for proposals process to enter into a public-private partnership for the development of portions of Ala Wai boat harbor facilities that are presently underused to maximize the revenue potential from its facilities.

The Waikiki Improvement Association testified in support of the intent of this bill. Several concerned individuals testified in opposition to this measure. DLNR and the Ocean Tourism Coalition provided comments.

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 H.B. No. 1566 and recommends that it pass Second Reading and be referred to the Committee on Finance.

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



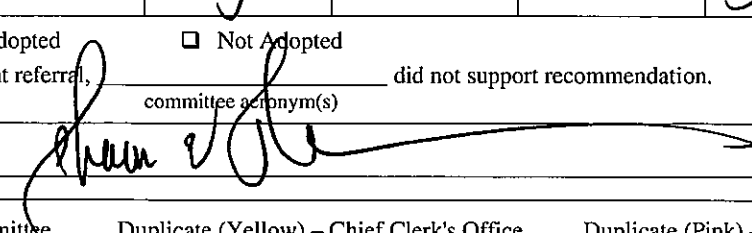
JERRY L. CHANG, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSCR 152

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

Bill/Resolution No.: HB 1566	Committee Referral: WLG, FIN	Date: 2/4/11		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input 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. CHANG, Jerry L. (C)	✓			
2. HAR, Sharon E. (VC)	✓			
3. CABANILLA, Rida T.R.	✓			
4. CARROLL, Mele				✓
5. CHONG, Pono	✓ 8/24			✓
6. COFFMAN, Denny	✓			
7. HERKES, Robert N.	✓			
8. ITO, Ken	✓			
9. MORITA, Hermina M.	✓			
10. NAKASHIMA, Mark M.	✓			
11. RIVIERE, Gil	✓			
12. THIELEN, Cynthia				✓
TOTAL (12)	9			3
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				