
HOUSE CONCURRENT RESOLUTION

URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ENTER
INTO A MEMORANDUM OF UNDERSTANDING WITH THE HONOLULU POLICE
DEPARTMENT TO ADDRESS THE LACK OF SECURITY AND RULE
ENFORCEMENT AT HARBORS OPERATED AND MANAGED BY THE
DEPARTMENT OF LAND AND NATURAL RESOURCES ON OAHU.

1 WHEREAS, the Department of Land and Natural Resources,
2 through its Division of Boating and Ocean Recreation, operates
3 and manages 21 boat harbors throughout the State; and
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5 WHEREAS, the Division of Conservation and Resources
6 Enforcement:

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8 (1) Is responsible for enforcement activities of the
9 Department of Land and Natural Resources;

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11 (2) With full police powers, enforces all state laws and
12 rules involving state lands, state parks, historic
13 sites, forest reserves, aquatic life and wildlife
14 areas, coastal zones, conservation districts, state
15 shores, as well as county ordinances involving county
16 parks; and
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18 (3) Relatedly enforces certain laws relating to firearms,
19 ammunition, and dangerous weapons; and
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21 WHEREAS, Division of Conservation and Resources Enforcement
22 officers operate during normal business hours at harbors
23 operated and managed by the Department of Land and Natural
24 Resources, and are on call after hours; and
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26 WHEREAS, some boaters have expressed concern that the
27 limited hours of enforcement negatively affects overall



1 management and enforcement of harbor rules and security for
2 moored vessels and liveaboards; and

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4 WHEREAS, boaters and other persons at the harbors are often
5 left without any recourse when this Division's office is closed
6 or when the Division, while on call, does not answer the call;
7 and

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9 WHEREAS, though the Honolulu Police Department has been
10 responsive in addressing some activities at the harbors, the
11 police cannot address many issues impacting the public welfare
12 and safety that are within the Division of Conservation and
13 Resources Enforcement's jurisdiction and there is public and
14 agency confusion over the respective jurisdictions of these
15 agencies; and

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17 WHEREAS, for example, among the many problems that need
18 timely Division assistance are public disturbances and
19 annoyances caused by excessive noise, including barking dogs,
20 and incidents of reckless boating in the harbors; and

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22 WHEREAS, a lack of funding has been cited as a reason for
23 not being able to extend the Division of Conservation and
24 Resources Enforcement officers' hours of operation; now,
25 therefore,

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27 BE IT RESOLVED by the House of Representatives of the
28 Twenty-sixth Legislature of the State of Hawaii, Regular Session
29 of 2012, the Senate concurring, that the Department of Land and
30 Natural Resources is urged to enter into a memorandum of
31 understanding with the Honolulu Police Department to address the
32 lack of security and rule enforcement at harbors operated and
33 managed by the Department of Land and Natural Resources on Oahu;
34 and

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36 BE IT FURTHER RESOLVED that the Department of Land and
37 Natural Resources is requested to submit an executed copy of the
38 memorandum of understanding and a written report of findings and
39 recommendations, including any necessary proposed legislation,
40 to the Legislature no later than 20 days prior to the convening
41 of the Regular Session of 2013; and

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43 BE IT FURTHER RESOLVED that certified copies of this
44 Concurrent Resolution be transmitted to the Chairperson of the



1 Board of Land and Natural Resources and Chief of Police of the
2 Honolulu Police Department.
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OFFERED BY:

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