
HOUSE CONCURRENT RESOLUTION

REQUESTING THE PRESIDENT TO AMEND EXECUTIVE ORDER 13089 TO
EXEMPT MAINTENANCE AND DREDGING ACTIVITIES IN EXISTING
SMALL BOAT AND COMMERCIAL HARBORS WITHIN THE STATE OF
HAWAII.

1 WHEREAS, the purpose of the Coral Reef Conservation Act of
2 2000, 16 U.S.C. Section 6401, et seq., is, among other things,
3 to preserve, sustain, and restore the condition of coral reef
4 ecosystems and to facilitate funding of local coral conservation
5 efforts; and

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7 WHEREAS, Executive Orders 13089, 13178, and 13196, issued
8 by the President of the United States, set forth requirements
9 for the protection of coral reef ecosystems; and

10
11 WHEREAS, Executive Order 13089 requires federal agencies
12 that take or authorize actions affecting United States coral
13 reef ecosystems to identify those actions, utilize programs and
14 authorities to protect and enhance the coral reef ecosystems,
15 and ensure that those actions do not degrade the conditions of
16 the coral reef ecosystems; and

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18 WHEREAS, the Department of Transportation and the
19 Department of Land and Natural Resources have a duty to maintain
20 the harbors of Hawaii by dredging the floors of the harbors and
21 performing other maintenance to remove coral growth before it
22 damages the hulls of small boats and commercial marine vessels
23 or otherwise impedes vessel traffic; and

24
25 WHEREAS, the requirement that the Department of
26 Transportation and the Department of Land and Natural Resources
27 comply with the Coral Reef Conservation Act of 2000 and
28 Executive Order 13089 when removing coral in the course of
29 maintaining Hawaii's harbors has become burdensome for the
30 State; now, therefore,



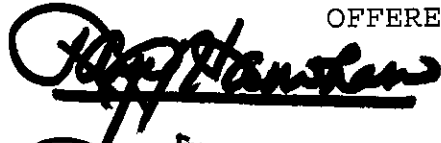

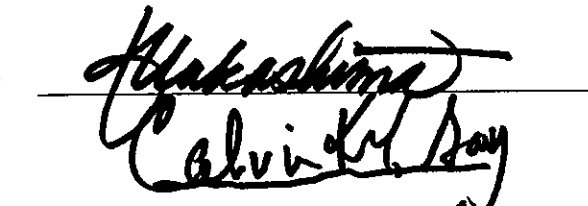
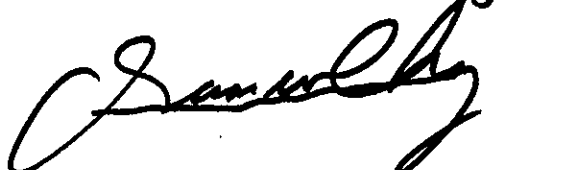

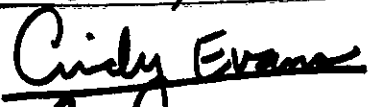

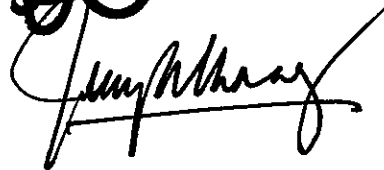
H.C.R. NO. 200

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 2 BE IT RESOLVED by the House of Representatives of the
 3 Twenty-sixth Legislature of the State of Hawaii, Regular Session
 4 of 2012, the Senate concurring, the President of the United
 5 States is requested to amend Executive Order 13089 to exempt
 6 activities involving the maintenance and dredging of existing
 7 small boat and commercial harbors within the State of Hawaii;
 8 and

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 10 BE IT FURTHER RESOLVED that certified copies of this
 11 Concurrent Resolution be transmitted to the President of the
 12 United States; the Director of the Bureau of Ocean Energy
 13 Management, Regulation and Enforcement of the Department of the
 14 Interior; the Chairperson of Land and Natural Resources; and the
 15 Director of Transportation.

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OFFERED BY:

MAR 14 2012

