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# HOUSE 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

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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,

31



# H.R. NO. 154

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

7  
 8 BE IT FURTHER RESOLVED that certified copies of this  
 9 Resolution be transmitted to the President of the United States;  
 10 the Director of the Bureau of Ocean Energy Management,  
 11 Regulation and Enforcement of the Department of the Interior;  
 12 the Chairperson of Land and Natural Resources; and the Director  
 13 of Transportation.

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OFFERED BY:

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