

STAND. COM. REP. NO.

431

Honolulu, Hawaii

Feb 18, 2011

RE: H.B. No. 1486

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. 1486 entitled:

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

begs leave to report as follows:

The purpose of this bill is to require small boat harbor vessel permittees who, in the course of providing an excursion using state boating facilities, disembark fare-paying passengers in certain counties with the expectation that they will visit and participate in recreational activity on state property adjacent to quasi-public property during the excursion, to accompany passengers at all times while ashore.

The Hulopo'e Beach Park Council; Castle & Cooke Resorts, LLC; and several concerned individuals testified in support of this bill. The Department of Land and Natural Resources and a concerned individual opposed this measure.


Your Committee finds that operators procuring permits under the Ocean Recreation and Coastal Area Programs law are engaged in commercial activity and should therefore be responsible for accompanying their passengers at all times while ashore.

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. 1486 and recommends that it pass Second Reading and be referred to the Committee on Judiciary.

HB1486 HSCR WLO HMS 2011-2254



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 431

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

Bill/Resolution No.: HB 1486	Committee Referral: WLO, JUD	Date: 2/14/11		
<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				✓
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, committee acronym(s) did not support recommendation.				
Vice Chair's or designee's signature:				
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