
A BILL FOR AN ACT

RELATING TO SECTION 266-17, HAWAII REVISED STATUTES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 266-17, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§266-17 Rates, how fixed. (a) The department of
4 transportation shall adjust, fix, and enforce the rates
5 assessable and chargeable by it in respect to dockage, wharfage,
6 demurrage, and other rates and fees pertaining to harbors,
7 wharves, and properties managed and operated by it so as to
8 produce from the rates and fees, in respect to all harbors,
9 wharves, and other properties, except those that are principally
10 used for recreation or the landing of fish, revenues sufficient
11 to:

12 (1) Pay when due the principal of and interest on all
13 bonds and other obligations for the payment of which
14 the revenue is or has been pledged, charged, or
15 otherwise encumbered, or which are otherwise payable
16 from the revenue or from a special fund maintained or
17 to be maintained from the revenue, including reserves



1 therefor, and to maintain the special fund in an
2 amount at least sufficient to pay when due all bonds
3 or other revenue obligations and interest thereon,
4 which are payable from the special fund, including
5 reserves therefor;

6 (2) Provide for all expenses of operation and maintenance
7 of the properties, including reserves therefor, and
8 the expenses of the department in connection with
9 operation and maintenance; and

10 (3) Reimburse the general fund of the State for all bond
11 requirements for general obligation bonds which are or
12 have been issued for harbor or wharf improvements, or
13 to refund any of the improvement bonds, excluding
14 bonds, the proceeds of which were or are to be
15 expended for improvements which are or will be neither
16 revenue producing nor connected in their use directly
17 with revenue producing properties.

18 ~~[(b) When weather, road closures due to special events, or~~
19 ~~road repairs do not permit the loading or unloading of~~
20 ~~passengers at Kewalo Basin, cruise boats holding a Kewalo Basin~~
21 ~~sublease approved by the State shall be allowed to use Honolulu~~



1 ~~Harbor facilities on a space available basis, and the fees for~~
2 ~~the use of facilities shall be in accordance with the Hawaii~~
3 ~~administrative rules of the department of transportation~~
4 ~~relating to fees for use of facilities for private gain.]~~

5 (b) The department of transportation shall discount
6 by _____ per cent the rates and fees pertaining to the use of
7 harbors, wharves, and properties managed and operated by it for
8 shipment of Hawaii-grown agricultural products, regardless of
9 destination. For purposes of this subsection, the term
10 "agricultural products" shall have the same meaning as in
11 section 237-5."

12 SECTION 2. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: Cindy Evans
JAN 23 2015

H.B. NO. 534

Report Title:

Commercial Harbors; Fees; Discount; Agricultural Products

Description:

Provides discounted rates and fees for the use of harbors, wharves, and properties managed and operated by the DOT for shipment of Hawaii-grown agricultural products. Makes a housekeeping amendment relating to Kewalo Basin.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

