

Honolulu, Hawaii
March 4, 2016

RE: H.B. No. 1733
H.D. 2

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 1733, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT FACILITIES,"

begs leave to report as follows:

The purpose of this measure is to amend the requirements for renewing commercial permits for small boat harbors by:

- (1) Authorizing commercial permit holders for small boat harbors to submit permit renewal applications at least 60 days before the expiration of the permit and be informed of any reasons for a nonrenewal prior to the expiration of the commercial permit; and
- (2) Providing a 30-day grace period for persons who fail to timely file a commercial permit renewal application.

The Ocean Tourism Coalition, Maui Dive Shop, Atlantis Adventures Hawaii, Quicksilver Charters, Lahaina Divers, Inc., and an individual testified in support of this measure. The Department of Land and Natural Resources and Activities & Attractions Associations of Hawaii testified in opposition to this measure.



Your Committee has amended this measure by:

- (1) Allowing commercial permit holders for small boat harbors to submit renewal applications at least 90 days before the expiration of the permit;
- (2) Removing the provision allowing the Department of Land and Natural Resources to reject a renewal of a commercial permit for reasons other than an incomplete application;
- (3) Removing the provision that requires the applicant to provide additional information to complete the application within 30 days of being notified that the application is incomplete; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1733, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1733, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



ANGUS L.K. MCKELVEY, Chair



