

Honolulu, Hawaii

FEB 12 2018

RE: S.B. No. 2286
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred S.B. No. 2286 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require all use permits at the Ala Wai Boat Harbor to be obtained at public auction;
- (2) Require that public notice of the public auction for a use permit at the Ala Wai Boat Harbor be given and include certain information;
- (3) Require all public auctions for use permits at the Ala Wai Boat Harbor to be conducted by the Chairperson of the Board of Land and Natural Resources or an authorized employee of the Department of Land and Natural Resources under the direction of the Board of Land and Natural Resources without additional compensation; and
- (4) Establish that a use permit at the Ala Wai Boat Harbor be valid for two years.

Your Committee received testimony in support of this measure from the Hawaiian Civic Club of Honolulu. Your Committee received



testimony in opposition to this measure from Quicksilver Charters, Calypso Charters, Ocean Tourism Coalition, and Teralani Sailing Adventures. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the Ala Wai Boat Harbor is the State's largest small boat harbor, with over seven hundred fifty berths and moorings. According to the Department of Land and Natural Resources, the mooring fees at Ala Wai Boat Harbor, which are separate from the revenue that is generated by land concessions, such as parking at the harbor, do not cover the costs of managing, maintaining, repairing, replacing, and improving the mooring slips and associated infrastructure used by the boaters moored at the harbor. This measure will generate additional revenue to cover the costs of the mooring program and associated infrastructure to support the State's boating and ocean recreation program.

Your Committee notes the concern raised by the Department of Land and Natural Resources that conducting a public auction for a person to obtain a use permit at the Ala Wai Boat Harbor would be a tedious process to implement.

Accordingly, your Committee has amended this measure by:

- (1) Adding language to authorize the Chairperson of the Board of Land and Natural Resources to contract for services as may be necessary to conduct a public auction for use permits at the Ala Wai Boat Harbor;
- (2) Extending the validity of the use permits at the Ala Wai Boat Harbor from two years to five years; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2286, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2286, S.D. 1, and be referred to your Committee on Ways and Means.



Respectfully submitted on
behalf of the members of the
Committee on Water and Land,

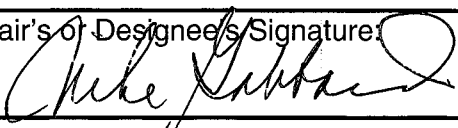
Karl Rhoads

KARL RHOADS, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* SB 2286	Committee Referral: WTL, WAM	Date: JAN. 31, 2018		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
INOUYE, Lorraine R.				✓
RIVIERE, Gil		✓		
THIELEN, Laura H.		✓		
TOTAL	2	2	—	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes