

STAND. COM. REP. NO.

678

Honolulu, Hawaii

FEB 28 2019

RE: S.B. No. 1505

S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committees on Transportation and Public Safety,
Intergovernmental, and Military Affairs, to which was referred
S.B. No. 1505 entitled:

"A BILL FOR AN ACT RELATING TO HARBORS,"

beg leave to report as follows:

The purpose and intent of this measure is to authorize the
Department of Transportation to make harbor facilities temporarily
available as a harbor of safe refuge when the National Weather
Service forecasts a tropical storm or hurricane strength cyclones,
unless specifically prohibited by the United States Coast Guard
Captain of the Port.

Your Committees received testimony in support of this measure
from the Hawaii Emergency Management Agency; Ocean Tourism
Coalition; Calypso Charters; O'ahu County Committee on Legislative
Priorities of the Democratic Party of Hawai'i; Sea Link of Hawaii,
Inc.; Atlantis Adventures; Passenger Vessel Association; Malolo
Charters; Hawaii Pilots Association; Trilogy Excursions;
Activities and Attractions Association of Hawaii; and two
individuals. Your Committees received testimony in opposition to
this measure from Matson. Your Committees received comments on
this measure from the Department of Transportation.

Your Committees find that the Department of Transportation is
responsible for the care and control of commercial harbors in



Hawaii. Hawaii's isolated island geography emphasizes the significance of ocean cargo transport as the lifeline and only viable means to serve and support every facet of the local economy, including tourism, construction, national defense, agriculture, and all other industries supporting the State. Your Committees recognize the importance of critical harbors and believe that the Department of Transportation should be empowered to take all actions necessary to make the State's ports recoverable and accessible.

Your Committees further recognize the concerns regarding the increased risk to resuming port operations in the case of a delay in reopening the ports due to a sunken vessel or a vessel causing damage to any piers. However, your Committees believe that the safety of everyone holds the highest priority of the State.

Your Committees have amended this measure by:

- (1) Establishing a working group to create a plan of action when the National Weather Service forecasts a tropical storm or hurricane strength cyclones for small vessels under two hundred gross tons and examine the feasibility of making harbor facilities temporarily available as a harbor of safe refuge for those small vessels;
- (2) Establishing the membership of the working group; and
- (3) Requiring the working group to submit a report to the legislature no later than twenty days prior to the convening of the Regular Session of 2020.

As affirmed by the records of votes of the members of your Committees on Transportation and Public Safety, Intergovernmental, and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1505, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1505, S.D. 1, and be placed on the calendar for Third Reading.



Respectfully submitted on
behalf of the members of the
Committees on Transportation
and Public Safety,
Intergovernmental, and Military
Affairs,

Clarence K. Nishihara

CLARENCE K. NISHIHARA, Chair

Lorraine R. Inouye

LORRAINE R. INOUE, Chair

The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Transportation
TRS

Bill / Resolution No.:*	Committee Referral:	Date:		
<i>SB 1565</i>	<i>TRS/PSM</i>	<i>2/13/19</i>		
<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
INOUYE, Lorraine R. (C)	✓			
HARIMOTO, Breene (VC)	✓			
ENGLISH, J. Kalani	✓			
SHIMABUKURO, Maile S.L.	✓			
FEVELLA, Kurt				✓
TOTAL	4			1
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:				
<i>Breene Harit</i>				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes

