
A BILL FOR AN ACT

RELATING TO MOORING LINES.

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

1 SECTION 1. The legislature finds that the Hawaiian
2 archipelago is the most remote island chain in the world, where
3 ninety-eight per cent of all goods are processed by the harbor
4 system. Tugs are vital to Hawaii's shipping industry, as tugs
5 bring in tens of thousands of goods to the State each day. To
6 properly secure shipping vessels to wharves, mooring lines are
7 thrown over the bollard, which are then secured by certified
8 longshore linespersons to safely secure the bulkhead.

9 The legislature also finds that, presently, it is not
10 required for any out-of-state company to utilize trained local
11 longshore linespersons to secure their operational vessel to the
12 State's commercial docks, wharves, piers, quays, bulkheads, and
13 landings belonging to or controlled by the State.

14 The legislature further finds that all stevedoring
15 companies operating within the state harbor system are required
16 to be certified and recertified to follow all health and safety
17 guidelines. Stevedoring companies are crucial to the State's



1 harbors infrastructure and stevedoring companies are well-versed
2 in the uniqueness of each state harbor's challenges pertaining
3 to the loading and landing of merchandise.

4 Therefore, the purpose of this Act is to require that the
5 securing of mooring lines from vessels requiring tug assistance
6 to commercial docks, wharves, piers, quays, and landings be
7 performed by a stevedoring company.

8 SECTION 2. Section 266-2, Hawaii Revised Statutes, is
9 amended by amending subsection (a) to read as follows:

10 "(a) The department of transportation shall:

11 (1) Have and exercise all the powers and shall perform all
12 the duties [~~which~~] that may lawfully be exercised by
13 or under the State relative to the control and
14 management of commercial harbors, commercial harbor
15 and waterfront improvements, ports, docks, wharves,
16 piers, quays, bulkheads, and landings belonging to or
17 controlled by the State, and the shipping using the
18 same;

19 (2) Have the authority to use and permit and regulate the
20 use of the commercial docks, wharves, piers, quays,
21 bulkheads, [~~and~~] landings belonging to or controlled



- 1 by the State for receiving or discharging passengers
2 and for loading and landing merchandise, with a right
3 to collect wharfage and demurrage thereon or therefor;
- 4 (3) Subject to all applicable provisions of law, have the
5 power to fix and regulate from time to time rates and
6 charges for:
- 7 (A) Services rendered in mooring commercial vessels;
8 (B) The use of commercial moorings belonging to or
9 controlled by the State;
- 10 (C) Wharfage or demurrage;
11 (D) Warehouse space, office space, and storage space
12 for freight, goods, wares and merchandise; and
13 (E) The use of derricks or other equipment belonging
14 to the State or under the control of the
15 department;
- 16 (4) Make other charges, including toll or tonnage charges
17 on freight passing over or across docks, wharves,
18 piers, quays, bulkheads, or landings;
- 19 (5) Appoint and remove clerks, harbor agents and their
20 assistants, and all such other employees as may be
21 necessary, and to fix their compensation;



1 (6) Require that the securing of mooring lines from
2 vessels requiring tug assistance to commercial docks,
3 wharves, piers, quays, and landings be performed by a
4 stevedoring company;

5 [~~6~~] (7) Adopt rules pursuant to chapter 91 and not
6 inconsistent with law; and

7 [~~7~~] (8) Generally have all powers necessary to fully
8 carry out this chapter.

9 As used in this subsection:

10 "Manifested cargo" means cargo, passengers, and crew of a
11 vessel listed on a manifest or cargo document for the use of
12 customs and other officials.

13 "Stevedoring company" means a company registered to do
14 business in the State that is authorized to secure mooring lines
15 from vessels to commercial docks, wharves, piers, quays,
16 bulkheads, and landings and provides services in the loading and
17 offloading of manifested cargo.

18 "Tug" means a boat used for towing larger vessels."

19 SECTION 3. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Mooring Lines; Department of Transportation; Stevedoring Companies

Description:

Requires that the securing of mooring lines from vessels requiring tug assistance to commercial docks, wharves, piers, quays, and landings be performed by a stevedoring company. Defines "stevedoring company". Effective 7/1/2050. (SD1)

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