

ACT 38

H.B. NO. 3171

A Bill for an Act Relating to Ocean Recreation.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 200-14, Hawaii Revised Statutes, is amended to read as follows:

“[[§200-14]] Violation of rules; penalty. (a) Any person who violates any rule adopted and published by the department under this part or who violates this part, shall be fined not more than [\$10,000] \$2,000 for each [offense,] violation, and any vessel, the agents, owner, or crew of which violate the rules of the department or this part, shall be fined not more than [\$10,000] \$2,000 for each violation; provided that in addition to or as a condition to the suspension of the fines and penalties, the court may deprive the offender of the privilege of operating or mooring any vessel in state waters for a period of not more than two years.

(b) Notwithstanding the provisions of subsection (a) establishing a fine of not more than \$2,000, any person who violates any rules adopted and published by the department relating to unauthorized discharge, dumping, or abandoning, in any state boating facility or state waters, of any petroleum product, hazardous material, or sewage in violation of the state water quality standards established by the department of health, shall be fined not more than \$10,000 for each day of violation, and any vessel, the agents, owner, or crew of which violate such rules of the department shall be fined not more than \$10,000 for each day of violation.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved April 28, 1994.)