

ACT 16

S.B. NO. 1055

A Bill for an Act Relating to Harbors.

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

SECTION 1. Section 266-3, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The director may also adopt, amend, and repeal such rules as are necessary:

- (1) For the proper regulation and control of all shipping, traffic, and other related activities in the commercial harbors belonging to or controlled by the State~~[-and]~~; of the entry, departure, mooring, and berthing of vessels therein~~[-]~~; and ~~[for the regulation and control]~~ of all other matters and things connected with such ~~[shipping;]~~ activities;
- (2) To establish safety measures and security requirements in or about the commercial harbors, land, and facilities belonging to or controlled by the State;

- [~~(2)~~] (3) To prevent the discharge or throwing into commercial harbors of rubbish, refuse, garbage, or other substances likely to affect water quality or that contribute to making such harbors unsightly, unhealthful, or unclean, or that are liable to fill up shoal or shallow waters in, near, or affecting the commercial harbors; and
- [~~(3)~~] (4) To prevent the escape of fuel or other oils or substances into the waters in, near, or affecting commercial harbors from any source point, including, but not limited to, any vessel or pipes or storage tanks upon the land.”

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved April 23, 2009.)