

ACT 118

S.B. NO. 319

A Bill for an Act Relating to Thrill Craft.

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

SECTION 1. Act 89, Session Laws of Hawaii 2009, is amended as follows:

1. By amending section 1 to read:

“SECTION 1. Section 200-37, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) No person shall operate a thrill craft in the waters of the State, except:

- (1) In areas and during time periods designated by the department;
- (2) Through areas designated by the department to serve as avenues for the ingress and egress of thrill craft between the areas designated under paragraph (1) and the shore;
- (3) Authorized government personnel conducting operations approved by the department; [ø]
- (4) Authorized film production permit holders conducting operations approved by the department[-]; or
- (5) When used to conduct ocean cleanup, as authorized by rules adopted by the department.

To the extent that the authorization to operate thrill craft pursuant to this subsection is inconsistent with any other law, including section 200-38, this subsection shall control.”

2. By amending section 2 to read:

“SECTION 2. Section 200-37, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) No person shall operate a thrill craft in the waters of the State, except:

- (1) In areas and during time periods designated by the department;
- (2) Through areas designated by the department to serve as avenues for the ingress and egress of thrill craft between the areas designated under paragraph (1) and the shore; [ø]
- (3) Authorized government personnel conducting operations approved by the department[-]; or

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(4) When used to conduct ocean cleanup, as authorized by rules adopted by the department.””

3. By amending section 5 to read as follows:

“SECTION 5. This Act shall take effect upon its approval; provided that on June 30, 2014, section 1 of this Act shall be repealed [~~on June 30, 2014; and provided further that~~] and section 2 of this Act shall take effect [~~on July 1, 2014~~].”

SECTION 2. The department of land and natural resources shall adopt rules in accordance with chapter 91, Hawaii Revised Statutes, to implement this Act.

SECTION 3. The chairperson of the board of land and natural resources shall report to the legislature no later than twenty days prior to the convening of the regular session of 2014 on the status of the adoption of rules pursuant to section 2 of this Act.

SECTION 4. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved June 14, 2013.)