



GOV. MSG. NO. 721

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

May 15, 2008

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 15, 2008, the following bill was signed into law:

HB2917 HD2 SD1

A BILL FOR AN ACT RELATING TO HARBORS.
(ACT 79)

Sincerely,

JAMES R. AIONA, JR.
Acting Governor

A BILL FOR AN ACT

RELATING TO HARBORS.

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

1 SECTION 1. The purpose of this Act is to require the
2 department of transportation to allow:

3 (1) A vessel with a use permit to moor in Kewalo basin to
4 moor in Honolulu harbor; and

5 (2) A vessel with a use permit to moor in Honolulu harbor
6 to moor in Kewalo basin,

7 under certain conditions.

8 SECTION 2. Chapter 266, Hawaii Revised Statutes, is
9 amended by adding a new section to be appropriately designated
10 and to read as follows:

11 "§266- Kewalo basin use permit; Honolulu harbor use
12 permit; portability. (a) Notwithstanding any law to the
13 contrary, the department of transportation shall allow, on a
14 space available basis, a vessel with a use permit authorizing
15 the vessel to moor in Kewalo basin to moor in Honolulu harbor at
16 no additional cost and with no additional use permit required
17 under the following conditions:



1 (1) The manager of Kewalo basin prohibits entrance into
2 Kewalo basin because of inclement weather or ocean
3 conditions; provided that as soon as the manager of
4 Kewalo basin opens the entrance to vessels, the vessel
5 shall leave Honolulu harbor;

6 (2) The owner or operator of a commercial fishing vessel
7 desires to sell the owner's or operator's catch of
8 fish to a business operating within Honolulu harbor or
9 otherwise conduct business within Honolulu harbor;
10 provided that the vessel shall not moor in Honolulu
11 harbor for a period longer than is necessary to unload
12 all or some of the catch of fish for sale or otherwise
13 conduct business; and

14 (3) The owner of the vessel is current in its payments of
15 any moneys, rates, fees, dues, compensation, fines, or
16 penalties assessed against the vessel that are due to
17 the State.

18 (b) Notwithstanding any law to the contrary, the
19 department with jurisdiction over Kewalo basin shall allow, on a
20 space available basis, a vessel with a use permit authorizing
21 the vessel to moor in Honolulu harbor to moor in Kewalo basin at



1 no additional cost and with no additional use permit required
2 subject to the discretion of the harbor manager of Kewalo basin.

3 (c) The director of transportation shall adopt rules
4 pursuant to chapter 91, to implement this section."

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 15 day of MAY, 2008



JAMES R. AIONA JR.

ACTING GOVERNOR
GOVERNOR OF THE STATE OF HAWAII

