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# 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.



**Report Title:**

Harbors; Mooring

**Description:**

Requires the department of transportation, or the departments with jurisdiction, to allow a vessels with a mooring permit for either Kewalo basin or Honolulu harbor to moor in the other harbor under certain conditions. (SD1)

