

---

---

# HOUSE RESOLUTION

URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE HONOLULU POLICE DEPARTMENT TO ADDRESS THE LACK OF SECURITY AND RULE ENFORCEMENT AT HARBORS OPERATED AND MANAGED BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES ON OAHU.

1           WHEREAS, the Department of Land and Natural Resources,  
2 through its Division of Boating and Ocean Recreation, operates  
3 and manages 21 boat harbors throughout the State; and  
4

5           WHEREAS, the Division of Conservation and Resources  
6 Enforcement:  
7

8           (1) Is responsible for enforcement activities of the  
9 Department of Land and Natural Resources;  
10

11           (2) With full police powers, enforces all state laws and  
12 rules involving state lands, state parks, historic  
13 sites, forest reserves, aquatic life and wildlife  
14 areas, coastal zones, conservation districts, state  
15 shores, as well as county ordinances involving county  
16 parks; and  
17

18           (3) Relatedly enforces certain laws relating to firearms,  
19 ammunition, and dangerous weapons; and  
20

21           WHEREAS, Division of Conservation and Resources Enforcement  
22 officers operate during normal business hours at harbors  
23 operated and managed by the Department of Land and Natural  
24 Resources, and are on call after hours; and  
25

26           WHEREAS, some boaters have expressed concern that the  
27 limited hours of enforcement negatively affects overall  
28 management and enforcement of harbor rules and security for  
29 moored vessels and liveboards; and



1  
2 WHEREAS, boaters and other persons at the harbors are often  
3 left without any recourse when this Division's office is closed  
4 or when the Division, while on call, does not answer the call;  
5 and

6  
7 WHEREAS, though the Honolulu Police Department has been  
8 responsive in addressing some activities at the harbors, the  
9 police cannot address many issues impacting the public welfare  
10 and safety that are within the Division of Conservation and  
11 Resources Enforcement's jurisdiction and there is public and  
12 agency confusion over the respective jurisdictions of these  
13 agencies; and

14  
15 WHEREAS, for example, among the many problems that need  
16 timely Division assistance are public disturbances and  
17 annoyances caused by excessive noise, including barking dogs,  
18 and incidents of reckless boating in the harbors; and

19  
20 WHEREAS, a lack of funding has been cited as a reason for  
21 not being able to extend the Division of Conservation and  
22 Resources Enforcement officers' hours of operation; now,  
23 therefore,

24  
25 BE IT RESOLVED by the House of Representatives of the  
26 Twenty-sixth Legislature of the State of Hawaii, Regular Session  
27 of 2012, that the Department of Land and Natural Resources is  
28 urged to enter into a memorandum of understanding with the  
29 Honolulu Police Department to address the lack of security and  
30 rule enforcement at harbors operated and managed by the  
31 Department of Land and Natural Resources on Oahu; and

32  
33 BE IT FURTHER RESOLVED that the Department of Land and  
34 Natural Resources is requested to submit an executed copy of the  
35 memorandum of understanding and a written report of findings and  
36 recommendations, including any necessary proposed legislation,  
37 to the Legislature no later than 20 days prior to the convening  
38 of the Regular Session of 2013; and

39  
40 BE IT FURTHER RESOLVED that certified copies of this  
41 Resolution be transmitted to the Chairperson of the Board of



1 Land and Natural Resources and Chief of Police of the Honolulu  
2 Police Department.

3  
4  
5

OFFERED BY:

Tom Bunn

Danny Coffman  
[Signature]  
[Signature]  
[Signature]  
Hakashima  
Cindy Evans

Sella A. Pletti  
J. J. Ay  
John T. P. Curran

[Signature]  
John M. [Signature]  
[Signature]  
Kal [Signature]  
Jessica [Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
Linda [Signature]  
[Signature]

