
HOUSE RESOLUTION

REQUESTING THE PRESIDENT OF THE UNITED STATES TO AMEND EXECUTIVE ORDER 13089 TO EXEMPT MAINTENANCE AND DREDGING ACTIVITIES AND REQUIREMENTS IN EXISTING SMALL BOAT AND COMMERCIAL HARBORS WITHIN THE STATE OF HAWAII.

1 WHEREAS, the geographic isolation of the State of Hawaii
2 results in its residents' crucial dependence on ocean surface
3 transportation for the importing of goods through the State's
4 commercial harbors; and

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6 WHEREAS, 80 percent of goods consumed in the State are
7 imported, and nearly 99 percent of those imported goods are
8 maintained, received, and processed through the commercial
9 harbor system; and

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11 WHEREAS, the State's commercial harbor system, and by
12 extension, ocean transportation, is the State's connection to
13 national and international economies, supporting every facet of
14 the State's local economy, including tourism, construction,
15 national defense, agriculture, and all other industries; and

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17 WHEREAS, one purpose of the Coral Reef Conservation Act of
18 2000, 16 U.S.C. Section 6401, et seq., is to preserve, sustain,
19 and restore the condition of coral reef ecosystems and to
20 facilitate funding of local coral conservation efforts; and

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22 WHEREAS, Executive Orders 13089, 13178, and 13196, issued
23 by the President of the United States set forth requirements for
24 the protection of coral reef ecosystems; and

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26 WHEREAS, Executive Order 13089 requires federal agencies
27 that take or authorize actions affecting United States coral
28 reef ecosystems to identify those actions, utilize programs and
29 authorities to protect and enhance the coral reef ecosystems,



1 and ensure that those actions do not degrade the conditions of
2 the coral reef ecosystems; and

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4 WHEREAS, the Department of Transportation and the
5 Department of Land and Natural Resources have a duty to maintain
6 the harbors of Hawaii by dredging the floors of the harbors and
7 performing other maintenance to remove coral growth before it
8 damages the hulls of small boats and commercial marine vessels
9 or otherwise impedes vessel traffic; and

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11 WHEREAS, the Department of Transportation and the
12 Department of Land and Natural Resources have a duty to conduct
13 such harbor maintenance in a timely manner to prevent risk of
14 damage to the State's residents, property, and economy; and

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16 WHEREAS, the requirement that the Department of
17 Transportation and the Department of Land and Natural Resources
18 comply with the Coral Reef Conservation Act of 2000 and
19 Executive Order 13089 when removing coral in the course of
20 maintaining Hawaii's harbors has become burdensome for the
21 State; now, therefore,

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23 BE IT RESOLVED by the House of Representatives of the
24 Twenty-seventh Legislature of the State of Hawaii, Regular
25 Session of 2014, that the President of the United States is
26 requested to amend Executive Order 13089 to exempt activities
27 involving maintenance and dredging of existing small and
28 commercial harbors within the State of Hawaii; and

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30 BE IT FURTHER RESOLVED that certified copies of this
31 Resolution be transmitted to the President of the United States;
32 the Director of the Bureau of Ocean Energy Management,
33 Regulation and Enforcement of the Department of the Interior;
34 Hawaii's congressional delegation; the Chairperson of the Board
35 of Land and Natural Resources; and the Director of
36 Transportation.

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OFFERED BY: *[Signature]*
[Signature] *[Signature]*
Richard [unclear] *Cindy Evans*