

Honolulu, Hawaii

February 16, 2018

RE: H.B. No. 2381
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 2381, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO RULES GOVERNING COMMERCIAL ACTIVITY FOR OCEAN RECREATION AND COASTAL AREAS,"

begs leave to report as follows:

The purpose of this measure is to clarify the definition of "commercial activity" allowing the Department of Land and Natural Resources to better curtail illegal commercial activity.

The Department of Land and Natural Resources and two individuals testified in support of this measure. Ocean Tourism Coalition, Maui SUP Rentals, Hawaiian Style Beach Activities, and Boss Frog's Dive and Surf testified in opposition.

Your Committee has amended this measure by specifying that "commercial activity" shall not include:

- (1) Any land-based sales of watersports equipment or merchandise related to watersports and ocean recreation activities; and
- (2) Any land-based advertisements or sales of vouchers or tickets for activities conducted in the waters of the State.



Your Committee further amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2381, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 2381, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



ROY M. TAKUMI, Chair



State of Hawaii
House of Representatives **HSR 545-18**
The Twenty-ninth Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 2381, HDI	Committee Referral: OMH, CPC, FIN	Date: 2/13/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. TAKUMI, Roy M. (C)	✓			
2. ICHIYAMA, Linda (VC)	✓			
3. AQUINO, Henry J.C.	✓			
4. ITO, Ken	✓			
5. JOHANSON, Aaron Ling				✓
6. LoPRESTI, Matthew S.	✓			
7. MIZUNO, John M.	✓			
8. SAY, Calvin K.Y.	✓			
9. TOKIOKA, James Kunane	✓			
10. YAMANE, Ryan I.	✓			
11. McDERMOTT, Bob	✓			
TOTAL (11)	10	0	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: <u><i>Linda Ichiyama</i></u>				
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