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

SECTION 1. Section 200-1, Hawaii Revised Statutes, is amended by adding a new definition to be appropriately inserted and to read as follows:

"State boating facility" means a state small boat harbor, launching ramp, offshore mooring, day-use mooring buoy system, pier, wharf, landing, or any other area under the jurisdiction of the department pursuant to this chapter."

SECTION 2. Section 200-2.5, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) Notwithstanding any law to the contrary, the board may lease fast lands and submerged lands within an existing state boating facility by public auction, a request for proposals, or by direct negotiation pursuant to section 171-59 and chapter 190D, for private development, management, and operation; provided that any lease of fast lands or submerged lands pursuant to a request for proposals shall be subject to
section 200-2.6, regardless to which state boating facility the
fast or submerged lands are attached.

[As used in this section, the term "state boating facility"
means a state small boat harbor, launching ramp, offshore
mooring, pier, wharf, landing, or any other area under the
jurisdiction of the department pursuant to this chapter.]

SECTION 3. Section 200-8, Hawaii Revised Statutes, is
amended to read as follows:

"§200-8 Boating program; payment of costs. The cost of
administering a comprehensive statewide boating program,
including but not limited to the cost of:

(1) Operating, maintaining, and managing all boating
facilities, including any state boating facility,
under the control of the department;

(2) Improving boating safety;

(3) Operating a vessel registration and boating casualty
investigation and reporting system;

(4) Other boating program activities; and

(5) Planning, developing, managing, operating, or
maintaining of all lands and improvements under the
control and management of the board, including but not
limited to permanent or temporary staff positions who
may be appointed without regard to chapter 76,
shall be paid from the boating special fund; provided that any
fees collected [within small boat harbors] from any state
boating facility shall be expended only for costs related to the
operation, upkeep, maintenance, and improvement of [the small
boat harbors] any state boating facility. The amortization
(principal and interest) of the costs of capital improvements
for boating facilities appropriated after July 1, 1975,
including but not limited to berths, slips, ramps, related
accommodations, general navigation channels, breakwaters, aids
to navigation, and other harbor structures, may be paid from the
boating special fund or from general revenues as the legislature
may authorize in each situation. Revenues provided in this
chapter for the boating special fund shall be at least
sufficient to pay the special fund costs established in this
section."

SECTION 4. Statutory material to be repealed is bracketed
and stricken. New statutory material is underscored.
SECTION 5. This Act shall take effect on July 1, 2019.

INTRODUCED BY: 

[Signatures]

JAN 24 2019
Report Title:
Statewide Boating Program; Boating Special Fund; State Boating Facility; Day-Use Mooring Buoy System

Description:
Defines "state boating facility" to include any day-use mooring buoy system. Authorizes funds from the boating special fund to be used for any day-use mooring buoy system in the State.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.