

STAND. COM. REP. NO.

1363

Honolulu, Hawaii

MAR 24

, 2021

RE: S.B. No. 795  
S.D. 2  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred S.B. No. 795, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBOR FEES,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the Division of Boating and Ocean Recreation of the Department of Land and Natural Resources to set its small boat harbor mooring and liveaboard fees at fair market value, as determined by a state-licensed appraiser, without separate nonresident fees and cost-of-living adjustments; and
- (2) Allow the Division of Boating and Ocean Recreation an additional option in determining commercial ocean operation fees.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual. Your Committee received testimony in opposition to this measure from Ocean People, Inc.; Paradise Fishing Club; and fifteen individuals. Your Committee received comments on this measure from the Ocean Tourism Coalition and one individual.

2021-2580 SB795 HD1 HSCR HMSO



Your Committee finds that this measure will allow the Division of Boating and Ocean Recreation to maximize its revenue-generating potential and perform much needed repairs and maintenance on state small boat harbor facilities. This measure will also add the option to charge a commercial fee per passenger carried for hire, which would allow the Department to collect appropriate fee amounts in the event that an operator attempts to circumvent the gross receipt collection method.

Your Committee has amended this measure by:

- (1) Removing the savings clause; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 795, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 795, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Water & Land,



DAVID A. TARNAS, Chair



