

**TESTIMONY**  
**SB 1228**  
**LATE**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 12, 2009 4:30 PM  
**To:** WTLTestimony  
**Cc:** RawcoHI@cs.com  
**Subject:** Testimony for SB1228 on 2/13/2009 3:30:00 PM  
**Attachments:** 1228 w CHANGE.doc

**LATE TESTIMONY**

Testimony for WTL 2/13/2009 3:30:00 PM SB1228

Conference room: 229  
Testifier position: oppose  
Testifier will be present: Yes  
Submitted by: Reg White  
Organization: Individual  
Address: 1540 S. King St. Honolulu, Hawaii  
Phone: 808-222-9794  
E-mail: [RawcoHI@cs.com](mailto:RawcoHI@cs.com)  
Submitted on: 2/12/2009

Comments:

**LATE TESTIMONY**

**TESTIMONY IN REGARD TO SB 1228**  
**WITH A MUCH NEEDED CHANGE SUGGESTED**

SENATE COMMITTEE ON WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS

Friday, 13 February 2009 in room 229 at 3:30 PM

Chair and respected members of the committee,

My name is Reg White. I work in the commercial boating industry of our state and have been involved with operations from Kewalo Basin for the past thirty five years. I am also a recreational boater and am a tenant and resident of Ala Wai Boat Harbor.

This bill, SB 1228, seeks to make a separate and privileged class of commercial operator out of commercial fishing vessels. There is already the opportunity for any commercial vessel to apply for and receive a commercial permit to operate from the state's harbors where commercial operations are permitted. All this act needs to do is make it clear that commercial fishing vessels are commercial vessels within the existing HRS 200 rules governing the permitting of commercial vessels in the harbors of the state. In this manner the commercial fishing vessels will be able to pay the same fees and be subject to the same rules as the other commercial operators of the state. The rules require a minimum annual income be generated by the vessel to show that it truly is actively engaged in trade and the rules provide for the transfer of ownership of the stock of a corporation that is the owner of a permitted boat by paying the transfer fee for the size vessel in question. Partial transfers of ownership result in a like partial collection of the transfer fee. There should not be multiple classes of commercial permits nor vessels in the state, all should abide by the same rules and pay the same fees.

Respectfully,

Reg White  
1540 S. King St.  
Honolulu, HI 96826-1919  
(808) 222-9794  
RawcoHI@cs.com

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 12, 2009 4:33 PM  
**To:** WTLTestimony  
**Cc:** p.hahn3@hawaiiantel.net  
**Subject:** Testimony for SB1228 on 2/13/2009 3:30:00 PM

**LATE TESTIMONY**

Testimony for WTL 2/13/2009 3:30:00 PM SB1228

Conference room: 229  
Testifier position: support  
Testifier will be present: No  
Submitted by: Patricia Hahn  
Organization: Individual  
Address:  
Phone:  
E-mail: [p.hahn3@hawaiiantel.net](mailto:p.hahn3@hawaiiantel.net)  
Submitted on: 2/12/2009

Comments:

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Wednesday, February 11, 2009 9:09 PM  
**To:** WTLTestimony  
**Cc:** alex16vracer@hotmail.com  
**Subject:** Testimony for SB1228 on 2/13/2009 3:30:00 PM  
**Attachments:** Kona Adventures Legislation.wps

LATE TESTIMONY

**Categories:**

Testimony for WTL 2/13/2009 3:30:00 PM SB1228

Conference room: 229  
Testifier position: support  
Testifier will be present: No  
Submitted by: Alexander Schulz  
Organization: Individual  
Address: P.O. Box 12196 Lahiana, HI  
Phone: 808 280 0462  
E-mail: [alex16vracer@hotmail.com](mailto:alex16vracer@hotmail.com)  
Submitted on: 2/11/2009

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 12, 2009 10:00 PM  
**To:** WTLTestimony  
**Cc:** larrybehnken@rocketmail.com  
**Subject:** Testimony for SB1228 on 2/13/2009 3:30:00 PM

**LATE TESTIMONY**

Testimony for WTL 2/13/2009 3:30:00 PM SB1228

Conference room: 229  
Testifier position: support  
Testifier will be present: No  
Submitted by: Larry Behnken /M&S Fishing Co. Inc.  
Organization: Individual  
Address: 25 Lumahai Pl Makawao, HI  
Phone: 808 572-2121  
E-mail: [larrybehnken@rocketmail.com](mailto:larrybehnken@rocketmail.com)  
Submitted on: 2/12/2009

**Comments:**

I am writing to register my very strong support for this Bill. The state's recent reversal of it's position on allowing the transfers of the assets of these commercial fishing corporations (including rights to mooring berths) is patently unfair. Those of us who invested the time and money to incorporate and/or purchase the vessels and equipment to run these companies did so with the understanding that we could attempt to recoup our expenditures by putting them up for sale in the future. This is no more than the expectation of any small business owner. By denying me the ability to transfer the rights to my mooring slip the state has made my business worthless. It will be extremely difficult to sell my boat on the neighbor island I live on, since almost no one has access to a mooring slip. If the current interpretation of the matter continues, the result will be that these slips will become stagnant in terms of occupancy. Even if I or my fellow commercial fishermen decide to stop actively fishing, who is going to be dumb enough to give up the rights to our slips?

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**(END)**