

STAND. COM. REP. NO. 3260

Honolulu, Hawaii

APR 05 2012

RE: H.B. No. 2682
H.D. 1
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred H.B. No. 2682, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the Department of Land and Natural Resources to regulate the commercial activities that operate out of private marinas and use state waters or marine resources.

Written comments in support of this measure were submitted by the Environmental Caucus of the Democratic Party of Hawaii and two individuals.

Your Committee finds that the Department of Land and Natural Resources currently lacks the authority to manage commercial activities that initiate from a private marina or harbor and is only permitted to regulate the number of permits for commercial activities initiated from state run harbors or marinas. Your Committee also finds that this measure enables the Department of Land and Natural Resources to regulate commercial activities that operate out of private marinas and thus allows the Department to manage all commercial activities on near shore waters, thereby facilitating the Department's ability to protect Hawaii's natural resources.

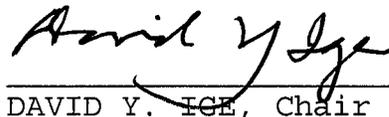


Your Committee has amended this measure by:

- (1) Clarifying that the Board of Land and Natural Resources's authority to regulate the commercial use of state waters and marine resources includes operations originating from private marinas; and
- (2) Making technical nonsubstantive amendments for the purposes of clarity and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2682, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2682, H.D. 1, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,

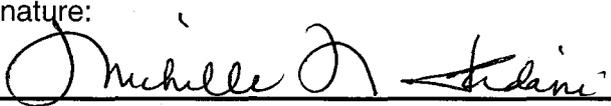


DAVID Y. IGE, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 2682 HD1	EDT/WLH, WAM	3-29-12		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	/			
KIDANI, Michelle N. (VC)	/			
CHUN OAKLAND, Suzanne	/			
DELA CRUZ, Donovan M.				/
ENGLISH, J. Kalani	/			
ESPERO, Will	/			
FUKUNAGA, Carol	/			
KIM, Donna Mercado	/			
KAHELE, Gilbert	/			
KOUCHI, Ronald D.	/			
RYAN, Pohai	/			
TOKUDA, Jill N.	/			
WAKAI, Glenn	/			
SLOM, Sam	/			
TOTAL	13	0	0	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes