

DAVID Y. IGE
GOVERNOR OF
HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

**Testimony of
SUZANNE D. CASE
Chairperson**

**Before the House Committee on
WATER & LAND**

**Wednesday, February 14, 2018
10:30 AM
State Capitol, Conference Room 325**

**In consideration of
HOUSE BILL 2380
RELATING TO DISPOSITION WITHIN STATE BOATING FACILITIES**

House Bill 2380 proposes to clarify that the Board of Land and Natural Resources (Board) may lease all fast lands and submerged lands within any existing state boating facility pursuant to a request for proposals without regard to Section 200-2.6, Hawaii Revised Statutes (HRS). **The Department of Land and Natural Resources (Department) strongly supports this Administration measure.**

Currently, Section 200-2.5(a), HRS, authorizes the Board to 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, HRS, and Chapter 190D, HRS, 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, HRS, regardless to which state boating facility the fast or submerged lands are attached. In turn however, Section 200-2.6, HRS, only addresses leases of the Ala Wai Boat Harbor. The reference to Section 200-2.6, HRS, within Section 200-2.5(a), HRS, is ambiguous and confusing.

The Department operates and manages twenty-one harbors, which includes certain areas that are underused and if properly developed could potentially generate revenues that would enable not only its own continued improvement and maintenance but the improvement and maintenance of the rest of the state small boating facilities. Many of these facilities are in dire need of long overdue repair and maintenance.

House Bill 2380 would provide the Department with more flexibility and options to upgrade and improve state boating facilities in timely fashion, to the benefit of boaters.

Thank you for the opportunity to testify on this measure.

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

ROBERT K. MASUDA
FIRST DEPUTY

JEFFREY T. PEARSON, P.E.
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

Testimony for
House Committee on Water & Land
Wednesday, February 14, 2018, 10:30 a.m. Room 325

Representative Ryan I. Yamane, Chair
Representative Chris Todd, Vice Chair

HB 2380 Relating to Disposition within State Boating Facilities

Dear Chair Yamane and Members of the Committee:

This testimony is in **STRONG SUPPORT** of HB 2380 to clarify that the Board of Land & Natural Resources may lease all fast lands and submerged lands within any existing state boating facility pursuant to a request for proposals without regard to Section 200-2.6 HRS.

I am Lynn McCrory, Senior Vice President of Government Affairs for Pulama Lanai. Pulama Lanai is the entity that was set up by Larry Ellison to work with the community and government as we move the island of Lanai toward sustainability.

Section 200-2.6 HRS is only relevant to the Ala Wai boat harbor, and only confuses the issue of going forward with leasing fast or submerged lands within an existing state boating facility. Pulama Lānaʻi is in the process of finalizing a submerged land lease at the Manele Small Boat Harbor. The process is lengthy and complicated. Having to address one non-relevant issue in a lease for a totally different harbor only adds to the process.

We all want our small boat harbors to be a shining example of our State. Reducing the complexity which isn't relevant allows DOBOR's funding to be used for the harbors.

We humbly ask that you SUPPORT HB 2380. Mahalo!

Me ke aloha pumehana
With warm aloha,

Lynn P. McCrory
Senior Vice President of Government Affairs