

STAND. COM. REP. NO.

651

Honolulu, Hawaii

FEB 17 , 2023

RE: H.B. No. 1089

H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred H.B. No. 1089 entitled:

"A BILL FOR AN ACT RELATING TO A STATE BOATING FACILITY LEASE PILOT PROGRAM,"

begs leave to report as follows:

The purpose of this measure is to establish a State Boating Facility Lease Pilot Program to be implemented and managed by the Division of Boating and Ocean Recreation to allow the Board of Land and Natural Resources to lease one small boat harbor in its entirety by public auction, request for proposals, or direct negotiation, for private development, management, and operation.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received testimony in opposition to this measure from United Public Workers, AFSCME Local 646, AFL-CIO; and five individuals. Your Committee received comments on this measure from Trilogy Excursions.

Your Committee finds that this measure would give the Department of Land and Natural Resources the flexibility and capability to adapt business operations in a timely manner based on rapidly changing market conditions.

2023-1528 HB1089 HD1 HSCR HMSO



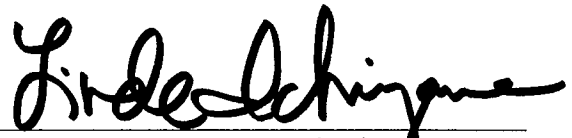
Your Committee has amended this measure by:

- (1) Codifying the State Boating Facility Lease Pilot Program;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it choose to deliberate on this measure, consider the concerns raised by testifiers about this measure.

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 H.B. No. 1089, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1089, H.D. 1, and be referred to your Committee on Finance.

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

  
LINDA ICHIYAMA, Chair



State of Hawaii  
House of Representatives  
The Thirty-second Legislature

HSCR 657

**Record of Votes of the Committee on Water & Land**

|  |   |  |             |                |
|--|---|--|-------------|----------------|
| <b>Bill/Resolution No.:</b><br><span style="font-size: 1.5em;">HB1089</span>   | <b>Committee Referral:</b><br><span style="font-size: 1.5em;">WAL, FIN</span> | <b>Date:</b> <span style="font-size: 1.5em;">02/09/2023</span> |             |                |
| <input type="checkbox"/> The committee is reconsidering its previous decision on the measure.  |   |  |             |                |
| <b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold<br><input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit) |   |  |             |                |
| <b>WAL Members</b>   | <b>Ayes</b>   | <b>Ayes (WR)</b>   | <b>Nays</b> | <b>Excused</b> |
| 1. ICHIYAMA, Linda (C)   | ✓   |  |             |                |
| 2. POEPOE, Mahina (VC)   | ✓   |  |             |                |
| 3. CHUN, Cory M.   | ✓   |  |             |                |
| 4. GANADEN, Sonny  |   | ✓  |             |                |
| 5. HASHEM, Mark J.   | ✓   |  |             |                |
| 6. MORIKAWA, Dee   | ✓   |  |             |                |
| 7. TAKAYAMA, Gregg   | ✓   |  |             |                |
| 8. SOUZA, Kanani   | ✓   |  |             |                |
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| <b>TOTAL (8)</b>   | <span style="font-size: 1.5em;">7</span>                                      | <span style="font-size: 1.5em;">1</span>                       |             |                |
| <b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted<br>If joint referral, _____ did not support recommendation.<br><span style="margin-left: 200px;">committee acronym(s)</span>  |   |  |             |                |
| <b>Vice Chair's or designee's signature:</b> _____<br><span style="font-size: 1.5em; font-family: cursive;">[Signature]</span>   |   |  |             |                |
| <b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO  |   |  |             |                |