

STAND. COM. REP. NO.

330

Honolulu, Hawaii

FEB 14 , 2023

RE: H.B. No. 714  
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 Transportation, to which was referred H.B. No. 714 entitled:

"A BILL FOR AN ACT RELATING TO MOORING LINES,"

begs leave to report as follows:

The purpose of this measure is to require commodities and manifested cargo requiring tug assistance to be manned by an existing, operational stevedoring company that is currently operating in the State.

Your Committee received testimony in support of this measure from the Hawaii Stevedores Inc.; and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaiian Cement and one individual. Your Committee received comments on this measure from the Department of the Attorney General and the Department of Transportation.

Your Committee finds that the Hawaiian archipelago is the most remote island chain in the world, where 98 percent of all goods are processed by the harbor system and are vital to Hawaii's shipping industry. Your Committee further finds that currently it is not required for any out-of-state company to utilize trained local longshore linespersons to secure their operational vessel to the State's commercial docks, wharves, piers, quays, bulkheads, and landings belonging to or controlled by the State. Stevedoring

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companies are crucial to the State's harbors infrastructure and stevedoring companies are well-versed in the uniqueness of each state harbor's challenges pertaining to the loading and landing of merchandise.

Your Committee notes the concerns raised by the Department of the Attorney General that the contents of this measure as currently drafted do not fall within the title of the measure, relating to mooring lines.

Accordingly, your Committee has amended this measure by:

- (1) Clarifying that the securing of mooring lines from vessels requiring tug assistance are required to be performed by a stevedoring company;
- (2) Amending the purpose section to more accurately reflect its amended purpose and deleting extraneous language;
- (3) Deleting the reference to "commodities and manifested cargo", except as manifested cargo used in the definition of stevedoring company, and deleting the definition of "commodity";
- (4) Amending the definitions of "manifested cargo" and "stevedoring company";
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 714, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 714, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.



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Respectfully submitted on  
behalf of the members of the  
Committee on Transportation,



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CHRIS TODD, Chair

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