
A BILL FOR AN ACT

RELATING TO OCEAN RECREATION COMMERCIAL PERMITS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 200-10, Hawaii Revised Statutes, is
2 amended as follows:
3 1. By amending subsection (d) to read:
4 "(d) The department shall not renew or issue a permit to a
5 person who is not the owner of the vessel [~~which~~] that is moored
6 or [~~which~~] that the person desires to moor in a state small boat
7 harbor. No use permit may be transferred unless specifically
8 provided by law. Any individual who is an owner of a vessel
9 used for commercial purposes, including commercial fishing as a
10 principal means of livelihood, and possesses a valid mooring
11 permit or commercial permit, or both, in accordance with the
12 rules adopted by the chairperson pursuant to chapter 91, may
13 transfer ownership of the vessel from personal ownership to
14 corporate or other business ownership without terminating the
15 right to moor or operate the vessel under the permit or permits.
16 The existing permit or permits shall be reissued in the name of
17 the transferee corporation or other business entity. The



1 department may designate moorage space within state small boat
2 harbors to accommodate commercial fishing vessels and transient
3 vessels."

4 2. By amending subsection (g) to read:

5 "(g) [~~The department may designate moorage space within~~
6 ~~state small boat harbors to accommodate commercial fishing~~
7 ~~vessels and transient vessels.] For any ocean recreation
8 management area established after July 1, 2024, the number of
9 commercial use permits applicable to the area shall be the same
10 as or greater than the number of commercial operators holding
11 commercial use permits for the area before the establishment of
12 the ocean recreation management area; provided that the
13 department shall not be required to reissue any commercial use
14 permit that has been terminated under this chapter."~~

15 SECTION 2. If any provision of this Act, or the
16 application thereof to any person or circumstance, is held
17 invalid, the invalidity does not affect other provisions or
18 applications of the Act that can be given effect without the
19 invalid provision or application, and to this end the provisions
20 of this Act are severable.

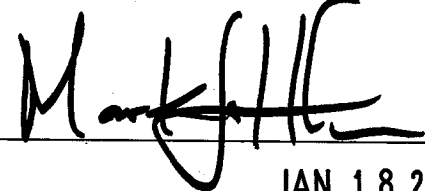


1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:



JAN 18 2024



H.B. NO. 1809

Report Title:

Ocean Recreation Commercial Permits; Department of Land and Natural Resources

Description:

Requires that any newly established ocean recreation management area include the same or greater number of commercial use permits as the number of permits applicable to the area before the establishment of the ocean recreation management area.

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