

ACT 58

S. B. NO. 188

A Bill for an Act Relating to Vessels for Commercial Fishing.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Under chapter 189, Hawaii Revised Statutes, the department of land and natural resources presently issues permits authorizing the use of certain vessels for commercial fishing and collects fees for such permits. In addition, the State Boating Law (chapter 267, Hawaii Revised Statutes) requires certain vessels, including those used for commercial fishing, to be registered with the department of transportation, although no registration fees are assessed against such vessels. The purpose of this Act is to eliminate registration of fishing vessels by the department of land and natural resources and to require payment of registration fees under the Boating Law to the department of transportation. To accomplish this objective, certain sections of chapter 189, Hawaii Revised Statutes, must be repealed and section 267-12, Hawaii Revised Statutes, amended.

SECTION 2. Sections 189-7 and 189-8 and 189-9, Hawaii Revised Statutes are repealed.

SECTION 3. Section 267-12, Hawaii Revised Statutes, is amended to read:

“Section 267-12 Fees and charges. The department of transportation shall assess and collect the following fees and charges to be paid by the owners of vessels required to be registered and numbered:

- (1) Registration fee. For the initial registration for the issuance of a certificate:
 - (A) For each vessel less than sixteen feet in length, \$1.
 - (B) For each vessel sixteen feet or more in length, \$3 for the first twelve feet and 25 cents for each additional foot calculated to the nearest foot.
 - (C) For each amphibious vehicle licensed as a motor vehicle, \$3.

- (D) For a boat manufacturer or dealer, \$5 for the first vessel and \$1 for each additional vessel sought to be registered per application.
 - (E) Boat livery operator shall be assessed according to items (A) to (C) of this paragraph.
- (2) Annual renewal fee. For the annual renewal of a certificate:
- (A) For each vessel less than sixteen feet in length, \$1.
 - (B) For each vessel sixteen feet or more in length, \$2 for the first twelve feet and 25 cents for each additional foot calculated to the nearest foot.
 - (C) For each amphibious vehicle that is licensed as a motor vehicle, \$2.
 - (D) For a boat manufacturer or dealer, \$3 for the first vessel and \$1 for each additional vessel sought to be registered per application.
 - (E) For a boat livery operator, the amount computed in accordance with the applicable portions of this paragraph, or for an operator applying for the renewal of five or more boats, per application, \$10 for the first five boats and \$1 for each additional boat.
- (3) Reregistration fee. The fee for the reregistration of a vessel, as to which a certificate has been canceled or voided, shall be in the same amount as set out in paragraph (1).
- (4) Transfer fee. A charge of \$2 shall be assessed upon and paid by the new owner for the transfer of a certificate.
- (5) Duplicate certificate fee. The fee of \$1 shall be charged for each duplicate certificate.
- (6) Penalty charges for late registration, etc. One-tenth of the respective fee shall be added to the fee and be charged for each month the owner is late in his registration, renewal, reregistration, or transfer.
- (7) Exemptions. The department may reasonably establish, by rules and regulations, exemptions from the fees required by this section.”

SECTION 4. Statutory material to be repealed is bracketed. In printing this Act, the revisor of statutes may exclude the brackets or the bracketed material.*

SECTION 5. This Act shall take effect upon its approval.
(Approved May 17, 1971.)

*Edited accordingly.