

DEPARTMENT OF LAND AND NATURAL RESOURCES

Amendments to section 13-234-26
Hawaii Administrative Rules

December 13, 2019

SUMMARY

1. Section 13-234-26 is amended.

§13-234-26 Passenger fees. (a) Any passenger or cruise vessel used for private gain that does not have a valid mooring permit or commercial permit and uses state small boat harbors, property, or facilities for embarking and disembarking passengers on a special charter approved in accordance with section 13-231-57(c)(3) shall pay \$2.00 per passenger.

(b) Any passenger or cruise vessel which uses a dock, pier, or wharf in a state small boat harbor for private gain by means of any boat or tender while moored offshore shall pay a fee per passenger as follows:

- (1) For Lahaina small boat harbor..\$3.00 per day
- (2) For all other small boat harbors or facilities.....\$2.00 per day

(c) Passenger counts shall be determined by a vessel's passenger list. A passenger or cruise vessel required by this section to pay passenger fees shall file a report with the department on a form acceptable to the department within thirty calendar days after the vessel departs a state small boat harbor or state boating facility, and any charges due shall be remitted along with the report.

(d) Fees required by this section shall be in addition to any other fees required by this chapter.

(e) Vessels operated by a federal, state, or county agency in an official capacity shall be exempt from the provisions of this section. [Eff 2/24/94; am **MAR 25 2021**] (Auth: HRS §§200-4, 200-6, 200-10, 200-22, 200-24) (Imp: HRS §§200-4, 200-6, 200-10, 200-22, 200-24)

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The amendments to section 13-234-26, Hawaii Administrative Rules, on the Summary Page dated December 13, 2019, were adopted on December 13, 2019 following public hearings held on Hawaii, Maui, and Oahu, after public notice was given in West Hawaii Today on September 20, 2019, The Maui News on September 18, 2019, and the Honolulu Star-Advertiser on September 20, 2019.

The amendments shall take effect ten days after filing with the Office of the Lieutenant Governor.

/s/ Suzanne D. Case
SUZANNE D. CASE
Chairperson
Board of Land and Natural Resources

/s/ David Y. Ige
DAVID Y. IGE
Governor
State of Hawaii

Dated: 3/12/2021

APPROVED AS TO FORM:

/s/ Cindy Y. Young
Deputy Attorney General

3/15/2021
Filed