

State of Hawaii  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Division of Boating and Ocean Recreation  
333 Queen Street  
Honolulu, Hawaii 96813

August 24, 2007

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, HI

REQUEST FOR PRELIMINARY APPROVAL TO AMEND  
HAWAII ADMINISTRATIVE RULES, SECTION 13-241-25,  
AS THEY RELATE TO VESSEL REGISTRATION FEES.

**STATUTE:** Sections 200-32 and 200-33, Hawaii Revised Statutes

**PURPOSE:** Amend administrative rules to increase the vessel registration fees in order to off set expenses associated with establishing a new on-line vessel registration system.

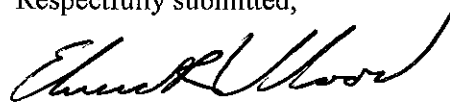
**REMARKS:** The Division has entered into a contract with eHawaii.gov to establish an on-line vessel registration system. This system is beneficial to vessel owners because it provides them with the convenience of registering their vessel on-line without having to go to the harbors or district offices. This system also allows various government agencies the ability to access the system on a real time basis. An example of this is the Division of Conservation and Resource Enforcement (DOCARE) will be able to access the system 24 hours a day, 7 days a week, from remote locations in order to determine vessel ownership without having to contact the harbors or district offices. There is a fee assessed with each on-line transaction that amounts to approximately \$2.50. The division is proposing to increase each vessel registration fee by \$5.00 in order to cover the transaction fee as well as any additional costs associated with maintaining the system.

**RECOMMENDATIONS:** That the Board:

1. Grant preliminary approval to conduct public hearings on the islands of Oahu, Maui, Lanai, Molokai, Hawaii, and Kauai on the proposed amendments to the Hawaii Administrative Rules.
2. Affirm to the Department to schedule the public hearings on these rules as expeditiously as possible following the Governor's approval to conduct public hearings.

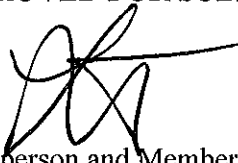
3. Authorize the Chairperson to appoint hearing masters to conduct public hearings to receive written and verbal testimony concerning the proposed amendments.

Respectfully submitted,



Edward R. Underwood  
Administrator

**APPROVED FOR SUBMITTAL**



Chairperson and Member

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**[\$200-32] Fees and charges.** (a) Except for vessels for which fees and charges are provided in subsection (b), the department shall assess and collect from the owner of each vessel required to be registered and numbered by section 200-31, the following fees and charges:

- (1) Initial annual registration fee. For the issuance of an original certificate:
  - (A) For each vessel less than twenty feet in length, [~~\$13~~] \$18;
  - (B) For each vessel twenty feet or more in length, [~~\$25~~] \$30; and
  - (C) For each amphibious vehicle licensed as a motor vehicle, [~~\$15~~] \$20;
- (2) Annual certificate renewal fee. For the annual renewal of a certificate:
  - (A) For each vessel less than twenty feet in length, [~~\$10~~] \$15;
  - (B) For each vessel twenty feet or more in length, [~~\$15~~] \$20; and
  - (C) For each amphibious vehicle licensed as a motor vehicle, [~~\$10~~] \$15;
- (3) Reregistration fee. For the reregistration of a vessel, after a certificate has been canceled or voided, the appropriate amount provided in paragraph (1);
- (4) Transfer fee. For the transfer of a certificate, [~~\$5~~] \$10;
- (5) Certificate and registration sticker replacement fee. For the issuance of a replacement certificate or a replacement set of vessel registration stickers, [~~\$5~~] \$10;
- (6) Certificate modification fee. For modifying a certificate, [~~\$5~~] \$10;
- (7) Penalty charges for late registration, etc. For each month or fraction thereof that a registration, renewal, reregistration, or transfer is delinquent, one-tenth of the appropriate fee shall be added to the normal fee,

and the department may take such other enforcement action it deems appropriate; and

- (8) Exemptions. The department may reasonably establish, by rules, exemptions from the fees required by this section.

(b) For vessels owned by or operated under the custody or control of a boat manufacturer or boat dealer, the manufacturer or dealer shall pay, in lieu of the fees and charges provided for in subsection (a):

- (1) Boat manufacturer and boat dealer annual certificate fee. For each certificate, a fee of [~~\$20~~]\$25;
- (2) Annual certificate renewal fee. For the annual renewal of a certificate, a fee of [~~\$15~~]\$20;
- (3) Certificate reissuance. For the reissuance of a certificate after a certificate has been canceled or voided, a fee of [~~\$20~~]\$25; and
- (4) Certificate and registration sticker replacement fee. For the replacement of a certificate or registration sticker, a fee of [~~\$5~~]\$10. [L 1991, c 272, pt of §2]

**[§200-33] Future fee and charge increases or decreases.** Notwithstanding section 200-32, all future fee and charge increases or decreases for vessels required to be registered and numbered pursuant to section 200-31 or for vessels owned by or operated under the custody of a boat manufacturer or boat dealer shall be established by rules adopted by the department pursuant to chapter 91. Fees and charges established pursuant to this section shall supersede the fees and charges set forth in section 200-32. [L 1991, c 272, pt of §2]