Ramseyer Format 3/23/15

DEPARTMENT OF LAND AND NATURAL RESOURCES

Amendments to Chapters 13-167, 13-168, and 13-169
Hawaii Administrative Rules

(Date of adoption)

1. Section 13-167-10, Hawaii Administrative Rules, is amended by amending subsection (b) to read as follows:

"(b) Any person who violates any provision of this title or any permit condition or limitation established pursuant to this title or who negligently or willfully fails to or refuses to comply with any final order of the commission may be subject to a fine imposed by the commission. Such fine shall not exceed [$1,000] $5,000 per violation. For a continuing offense, each day during which the offense is committed is a separate violation." [Eff 5/27/88; am](Auth: HRS §§174C-8,) (Imp: HRS §§174C-15)

2. Section 13-168-3, Hawaii Administrative Rules, is amended by amending subsection (a) to read as follows:

"(a) Any person who violates any provision of this chapter or any permit condition or who fails to comply with any order of the commission may be subject to a fine imposed by the commission. Such fine shall not exceed [$1,000] $5,000 per violation. For a continuing offense, each day's continuance is a separate violation." [Eff 5/27/88; am] (Auth: HRS §174C-8) (Imp: HRS §174C-15)

3. Section 13-169-3, Hawaii Administrative Rules, is amended by amending subsection (a) to read as follows:

"(a) Any person who violates any provision of this chapter or any permit condition or who fails to comply with any order of the commission may be subject to a fine imposed by the commission. Such fine shall not exceed [$1,000] <u>$5,000</u> per violation. For a continuing offense, each day's continuance is a separate violation." [Eff 5/27/88; am] (Auth: HRS §174C-8) (Imp: HRS §174C-15)

4. Material, except source notes, to be repealed is bracketed. New material is underscored.

5. Additions to update source notes to reflect these amendments are not underscored.

6. These amendments to chapters 13-167, 13-168, and 13-169, Hawaii Administrative Rules, shall take effect ten days after filing with the Office of the Lieutenant Governor.

I certify that the foregoing are copies of the rules, drafted in the Ramseyer format, pursuant to the requirements of section 91-4.1, Hawaii Revised Statutes, which were adopted on _____, and filed with the Office of the Lieutenant Governor.

_____
CARTY S. CHANG
Acting Chairperson
Board of Land and Natural Resources

APPROVED FOR PUBLIC HEARING:

Deputy Attorney General