

Department of Land and Natural Resources

Amendments to Chapter 13-256,  
Hawaii Administrative Rules

**“§13-256-36 Use of commercial vessels at the Hanalei River, Hanalei Bay ocean waters, and Anini Beach launching ramp.** In addition to any federal, state or county law, rule, or ordinance, the following restrictions shall apply at the Hanalei River, Hanalei Bay ocean waters, and Anini Beach launching ramp.

- (1) No commercial vessel shall operate at or use the Hanalei River, Hanalei Bay ocean waters, or Anini Beach launching ramp for any commercial purposes without a commercial use permit.
- (2) No commercial use permits shall be issued for commercial vessels to operate at or on the Hanalei River or Hanalei Bay ocean waters, except that up to two commercial use permits may be issued for kayaks to operate on the Hanalei River or Hanalei Bay ocean waters. No more than twenty-four passengers shall be allowed per day under each permit. A kayak tour group shall not exceed six vessels for passengers, and shall additionally include at least one guide vessel per six passengers.
- (3) No more than two commercial use permits shall be issued for the Anini Beach launching ramp.
- (4) No more than three commercial kayak tour operators shall be registered and permitted to operate in the Na Pali Coast restricted area. No trip scheduled by a commercial kayak tour operator may include more than four kayaks for customers and two kayaks for guides. No commercial kayak tour operation shall conduct more than two trips per day.
- (5) Commercial vessels shall land at times designated by the department.
- (6) No commercial vessel shall carry more than thirty paying or non-paying passengers per day.
- (7) No commercial vessel shall be issued a commercial use permit to operate within the North Shore Kauai Ocean Recreation Management Area if its passenger carrying capacity exceeds twenty-five individuals.
- (8) The department may authorize a holder of an existing commercial use permit to substitute a larger vessel for a smaller vessel so long as the new vessel does not exceed the twenty-five person carrying capacity limit, nor the thirty passengers per day limitation.” [Eff 2/24/94;  
am NOV 30 2000 ] (Auth: HRS §§200-2, 200-3, 200-4, 200-22, 200-24) (Imp: HRS §§200-2, 200-3, 200-4, 200-22, 200-24)