

# Legislative files: Other legislation: "Laws that Treat Hawaii Differently": Military and defense: Department of the Navy

Senator Daniel K. Inouye Papers

Legislative files, Other legislation, "Laws that Treat Hawaii Differently", Federal responses to survey, Military and defense, Box LF394, Folder 4

<https://hdl.handle.net/10524/78016>

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FEDERAL AGENCY: THE DEPARTMENT OF THE NAVY

CORRESPONDING STATE AGENCIES: None

STATUTES, RULES, POLICIES:

- Under the 33 U.S.C. 475 the Secretary of the Navy is authorized to prescribe suitable rules and regulations governing the navigation, movement, and anchorage of vessels in the waters and entrance channel of Pearl Harbor.

COMPUTER PRINTOUT INFORMATION:

- 33 U.S.C. 475 is listed as document 134 in the Hawaii computer printout.

## DEPARTMENT OF THE NAVY

### INTRODUCTION

Both the Department of the Navy and the Hawaii State Government did not mention any laws that specifically treated Hawaii in a manner different from the other forty-nine States. This is surprising considering the important role that the Navy has in Hawaii's economy and the important position Hawaii holds in the Navy's operations.

### PROVISION OF DIFFERENTIATION

PROVISION I: 33 U.S.C. 475

This is the only section of the United States Code that grants the Secretary of the Navy authority pertaining specifically to Hawaii.

The Secretary of the Navy is authorized to prescribe suitable rules and regulations governing the navigation, movement, and anchorage of vessels in the waters and entrance channel of Pearl Harbor.

33 U.S.C. 475, regulations for Pearl Harbor, Hawaii, is listed as document 134 in the Hawaii computer printout.

765.6 of title 32, Code of Federal Regulations, further describes the statutory requirement described above.

May 9, 1978

Honorable W. Graham Claytor  
Secretary  
Department of the Navy  
Washington, D.C.

Dear Mr. Secretary:

I would appreciate receiving a detailed report from your Department as to the existence of any particular federal laws, agency policies, or rules and regulations which treat the State of Hawaii or its residents in a manner different to that of the other forty-nine states.

Although I realize the potential magnitude of my request, your assistance in providing me with as comprehensive a report as possible would be most appreciated.

The purpose behind my request is to see whether or not legislative modifications would be appropriate.

Aloha,

DANIEL K. INOUE  
United States Senator

DKI:jmpl



DEPARTMENT OF THE NAVY  
OFFICE OF THE SECRETARY  
WASHINGTON, D. C. 20350

1978 JUL -5 AM 2:02 JUN 1978

The Honorable Daniel K. Inouye  
United States Senate  
Washington, D.C. 20510

Dear Senator Inouye:

This is in reply to your recent request for a detailed report from the Department of the Navy as to the existence of any particular Federal laws, agency policies, or rules and regulations that treat the State of Hawaii or its residents in a manner different from that of the other forty-nine states.

An extensive review was made of the United States Code as well as the hundreds of Navy rules and regulations that refer to the State of Hawaii. None of the rules and regulations reviewed singled out Hawaii, or its residents, for treatment different from that specified for the other forty-nine states. Only one section of the United States Code grants the Secretary of the Navy authority pertaining specifically to Hawaii -- viz., section 475 of title 33, which provides, inter alia, that the Secretary of the Navy is required to prescribe suitable rules and regulations governing the navigation, movement, and anchorage of vessels in the waters and entrance channel of Pearl Harbor, Hawaii. This statutory requirement is further reflected in section 765.6 of title 32, Code of Federal Regulations.

If you have any specific questions concerning any aspect of Navy policy and procedure that might impact unequally upon the State of Hawaii or its residents, we would be happy to address them.

Sincerely,

A handwritten signature in black ink, appearing to read "E. Hidalgo", is written over a horizontal line.

EDWARD HIDALGO  
Assistant Secretary of the Navy  
(Manpower, Reserve Affairs & Logistics)

July 5, 1978

Mr. Edward Hidalgo  
Assistant Secretary  
(Manpower, Reserve Affairs & Logistics)  
Department of the Navy  
Washington, D.C. 20350

Dear Mr. Hidalgo:

I wish to thank you very much for your prompt response to my request for a detailed review of whether any of your department's policies or regulations treat Hawaii in a manner different from our Mainland States.

Your consideration and cooperation in this matter is appreciated. I am deeply grateful for your assistance in providing me with the comprehensive and detailed report, for I realize the extensive time and energy it took to perform this task.

If I can be of any assistance to you in the future, please do not hesitate to let me know.

Aloha,

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Dept. of the Navy  
found in Binder 2

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PDL:jmpl-----FED GOVT

GENERAL

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