
HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO
DESIGNATE THE AHUPUAA OF MUOLEA AS A COMMUNITY BASED
SUBSISTENCE FISHING AREA.

1 WHEREAS, the ahupuaa of Muolea is located in the district
2 of Hana on the southeast coast of the island of Maui, between
3 the town of Hana and Kipahulu; and
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5 WHEREAS, the offshore waters of the ahupuaa of Muolea have
6 always been an important subsistence fishery resource for native
7 Hawaiians and local families inhabiting the ahupuaa; and
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9 WHEREAS, the Hana Highway that traverses the ahupuaa brings
10 many visitors through the ahupuaa on the way to the popular
11 Seven Pools at Kipahulu; and
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13 WHEREAS, this influx of visitors, both local and off-
14 island, has resulted in a growing problem of the indiscriminate
15 taking of aquatic resources resulting in a depletion of the fish
16 and other aquatic stocks and the degradation of the coral reef
17 habitats in the area; and
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19 WHEREAS, the depletion of the fish and other aquatic stocks
20 have had a major negative impact on the subsistence of the
21 inhabitants of the ahupuaa; now, therefore,
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23 BE IT RESOLVED by the House of Representatives of the
24 Twenty-third Legislature of the State of Hawaii, Regular Session
25 of 2006, the Senate concurring, that the Department of Land and
26 Natural Resources is requested to establish a community based
27 subsistence fishing area, comprising of all state waters
28 contiguous to the ahupuaa of Muolea; and
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30 BE IT FURTHER RESOLVED that the Department of Land and
31 Natural Resources, in continuing consultation with as broad
32 based a group of ahupuaa inhabitants as possible, is requested



1 to consider the adoption of rules for the Muolea community based
2 subsistence fishing area, to include but not be limited to:

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- 4 (1) A determination of fishing practices that are
- 5 customarily and traditionally exercised for purposes
- 6 of native Hawaiian subsistence, culture, and religion
- 7 in the fishing area;
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- 9 (2) A management plan containing a description of specific
- 10 activities and types of equipment that can be
- 11 conducted, used, or prohibited in the fishing area,
- 12 including evaluation and monitoring processes and
- 13 methods of funding and enforcement;
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- 15 (3) Limits on the harvest of aquatic life, as those terms
- 16 are defined in section 187A-1, Hawaii Revised
- 17 Statutes, in the fishing area;
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- 19 (4) The establishment of no harvesting or limited
- 20 harvesting zones within the fishing area without
- 21 depriving ahupuaa inhabitants of access to traditional
- 22 sources of subsistence;
- 23
- 24 (5) A process for the expansion of the fishing area to
- 25 include neighboring ahupuaa; and
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- 27 (6) Any other regulations or restrictions that the
- 28 inhabitants of the ahupuaa of Muolea may recommend;
- 29 and
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31 BE IT FURTHER RESOLVED that the Department of Land and
32 Natural Resources is requested to submit a report on its efforts
33 to establish the Muolea community based subsistence fishing area
34 not later than twenty days prior to the convening of the Regular
35 Session of 2007; and

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37 BE IT FURTHER RESOLVED that certified copies of this
38 Concurrent Resolution be transmitted to the Chairperson of the
39 Board of Land and Natural Resources and the Mayor and
40 Chairperson of the Council of the County of Maui.

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OFFERED BY: Mel Carroll

