

Honolulu, Hawaii

APRIL 27, 2006

RE: S.B. No. 895
S.D. 1
H.D. 2
C.D. 1

Honorable Robert Bunda
President of the Senate
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 895, S.D. 1, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO LIMU MANAGEMENT AREA,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to preserve and sustain the limu supply by:

- (1) Establishing a limu management area for the shoreline in Ewa Beach, Oahu; and
- (2) Creating an advisory group to assist the Department of Land and Natural Resources in determining best practices for conservation and restoration of the limu management area.



Your Committee on Conference finds that limu grown in its natural habitat serves as the foundation for healthy Hawaiian reef systems, and in recent years, the Ewa Beach community has seen its natural supply of limu rapidly diminishing. This measure will allow a portion of the Ewa Beach coastline to preserve and sustain its limu supply.

Your Conference on Conference has amended this measure by:

- (1) Providing that limu picking will not be allowed starting on the effective date of this measure and no sooner than January 1, 2007;
- (2) Delaying the start of limu picking from July 1, 2007 to no sooner than January 1, 2010;
- (3) Providing that the hand-picking of limu in the limu management area will be allowed during the months of July, November, and December rather than December, January, and June;
- (4) Deleting the provision that establishes an advisory group to assist the department of land and natural resources;
- (5) Requiring the Department of Land and Natural Resources to adopt rules necessary for the purposes of the new provisions;
- (6) Provided an exception to the new provisions for any person exercising native Hawaiian gathering rights and traditional cultural practices as authorized by law or as permitted by the Department of Land and Natural Resources pursuant to Article XII, Section 7 of the Hawaii State Constitution;
- (7) Making it effective on December 31, 2006; and
- (8) Making technical, nonsubstantive changes for consistency.


As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 895, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 895, S.D. 1, H.D. 2, C.D. 1.



Respectfully submitted on behalf of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE


EZRA R. KANOHO, Co-Chair


RUSSELL S. KOKUBUN, Chair


SYLVIA LUKE, Co-Chair


J. KALANI ENGLISH, Co-Chair



