

**TESTIMONY**

**GM 532**

**testimony**

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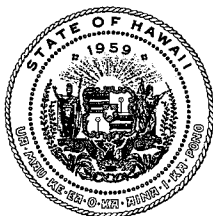
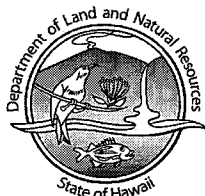
**From:** Claire.S.Kodama@hawaii.gov  
**Sent:** Thursday, March 20, 2008 3:56 PM  
**To:** Senatetestimony  
**Cc:** Michael.S.Yoshinaga@hawaii.gov  
**Subject:** Testimony on GM 532  
**Attachments:** GM0532\_LNR\_03-24-08\_WTL.doc

Attached is testimony on GM 532 - Submitting for consideration and confirmation to the Natural Area Reserve System Commission, Gubernatorial Nominee, TRAE MENARD, for a term to expire 6-30-2012, to be heard before the Senate Committee on Water and Land on Monday, March 24, 2008, 2:45 p.m. in Conference Room 414.

Should you have any questions, please contact me. Thank you.

Claire Kodama, Secretary  
Office of the Deputy Chairperson  
Department of Land and Natural Resources  
1151 Punchbowl Street, Suite 130  
Honolulu, Hawaii 96813  
Phone: 808-587-0403  
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LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

LAURA H. THIELEN  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI  
FIRST DEPUTY

KEN C. KAWAHARA  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
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HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**TESTIMONY OF THE CHAIRPERSON  
OF THE BOARD OF LAND AND NATURAL RESOURCES**

**on G.M. 532 – “TRAE MENARD” GUBERNATORIAL  
NOMINEE TO THE NATURAL AREA RESERVES SYSTEM COMMISSION,  
FOR A TERM TO EXPIRE 06-30-2012**

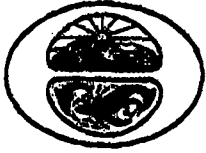
**BEFORE THE SENATE COMMITTEE ON  
WATER AND LAND**

**March 24, 2008**

The Department of Land and Natural Resources (Department) supports G.M. 532 to appoint Trae Menard to the Natural Area Reserves System (NARS) Commission for full term to expire 06-30-2012.

The NARS Commission (Commission) is composed of thirteen members appointed by the Governor in accordance with Section 26-34, Hawaii Revised Statutes, with six members with scientific qualifications and academic degrees in wildlife or marine biology, botany, forestry, ecology, resource management, biogeography, zoology, or geology; one member representing a hiking organization; one member representing a hunting organization; five representing the Board of Land and Natural Resources, Board of Agriculture, Office of Planning, President of the University of Hawaii, and Superintendent of Education. The purpose of the Commission is to establish criteria and conduct studies for evaluating areas for inclusion within the NARS and recommend to the Governor and Department areas to be included in NARS, establish policies regarding management, protection, and permitted uses of NARS and advise the Governor and Department on preservation of Hawaii's unique natural resources.

Mr. Menard is being appointed for a first term on the Commission, and meets the requirements as one of the six members with scientific qualifications and an academic degree. He graduated from the University of California, Santa Cruz with a degree in Environmental Studies and a Masters in Geography from the University of Hawaii Manoa. Mr. Menard is currently the Kaua'i Program Director for The Nature Conservancy and Kaua'i Watershed Alliance Coordinator. Mr. Menard started his career as a Field Intern with the Division of Forestry and Wildlife NARS Program, becoming Field Ecologist with Hawaii Army National Guard, followed by Natural Resources Manager for The Nature Conservancy O'ahu Program, before becoming Natural Resources Manager for their Kaua'i Program before assuming his current position as both Kaua'i Program Director and Coordinator for the Kaua'i Watershed Alliance. Mr. Menard will fill the Ecology Subject Matter position on the Commission. He is very interested in serving on the Commission and brings a very important perspective of hands on management and how it informs and guides enhancement of natural areas.



# Conservation Council for Hawai'i

Testimony Submitted to the Senate Committee on Water and Land

Hearing: Monday, March 24, 2008  
2:45 pm  
Room 414

Support for GM 532 Trae Menard, Natural Area Reserves System Commission

Aloha. The Conservation Council for Hawai'i supports the Governor's appointment of Trae Menard to the Natural Area Reserves System Commission. Mr. Menard is dedicated to protecting Hawai'i native species and ecosystems. He is knowledgeable and skillful in conservation efforts. He has a "can do" attitude, which will be beneficial on the commission. Please confirm the nomination of Mr. Menard to the NARS Commission.

Mahalo nui loa for the opportunity to testify.

Sincerely,

  
Marjorie Ziegler



**Working Today for the Nature of Tomorrow!**

Telephone/Fax 808.593.0265 • email: [info@conservehi.org](mailto:info@conservehi.org) • web: [www.conservehi.org](http://www.conservehi.org)  
P.O. Box 2923 • Honolulu, HI 96802 • Office: 250 Ward Ave., Suite 212 • Honolulu, HI 96814

**Hawai'i Affiliate of the National Wildlife Federation**

President: Julie Lalaoha • Vice-President: Nelson Ho • Secretary/Treasurer: Kim Ramos • Directors: Fred Kraus, Ph.D. • Douglas Lamerson, George Robertson • Claire Shimabukuro • Helene Takemoto • Meshuri Waite • Executive Director: Marjorie Ziegler

Patrick Conant  
P.O. Box 1172  
Volcano, HI 96785

March 21, 2008

GM 532

Re: Confirmation of Mr. Trae Menard as Commissioner on the Natural Area Reserve System Commission, to be heard at 2:45 pm on March 24, 2008

Senators Clayton Hee, Chair, and Russel Kokubun Vice Chair, and Senate Committee on Water and Land

I strongly support the confirmation of Mr. Menard to the NARS Commission. I have known Mr. Menard prior to his promotion to Natural Resource Manager of The Nature Conservancy Honouliuli Preserve on Oahu. While working at Honouliuli, he supervised the propagation and outplanting of thousands of rare native plants and used them as part of a progressive native forest restoration program. A rat control program there that he also managed was undoubtedly responsible for doubling the reproduction of the Oahu elepaio, which is now unfortunately on the endangered species list.

He has always impressed me as a person firmly dedicated to the protection of native Hawaiian natural resources. He has done considerable alien species control work for the benefit of native resources, both on the job and as a volunteer. In the latter capacity I (also as a volunteer) have worked with him on Kaala Natural Area Reserve controlling alien species. He has a very positive attitude in such work and works well with people and agencies, even if their opinions are divergent from his.

Since he transferred to run the newly established Kauai Nature Conservancy office as the Kauai Program Director, Trae was a key player working with the land owner in the fencing of Kanaele Bog at Wahiawa on Kauai. This timely and important action was critical to saving this rare low elevation bog from imminent and complete destruction by feral pigs.

Please confirm Trae Menard as a member of the NARS Commission. I believe he will represent the island of Kauai well in NARS efforts to protect examples of the best native Hawaiian natural resources left on State lands.

Aloha,



Patrick Conant

# **Testimony in Support of the Nomination of Mr. Trae Menard**

## **COMMITTEE ON WATER AND LAND**

**Senator Clayton Hee, Chair**

**Senator Russell S. Kokubun, Vice Chair**

Monday, March 24, 2008

2:45 p.m.

Conference Room 414

### **Support for Mr. Trae Menard nominated for the DLNR's Natural Area Reserves System Commission**

Dear Members of the Committee:

I am writing in support of Mr. Trae Menard who has been nominated for the DLNR's Natural Area Reserves System Commission. I have known Trae for ten years and he has dedicated his life to conservation of natural resources in the island and has wide experience in both management and science related to the islands.

I believe he would be an excellent addition to the NARS Commission, bringing enthusiasm, knowledge and on the ground experience to the important work of the Commission

I would ask that you consider his nomination favorably.

With Aloha,

David Cameron Duffy  
Professor of Botany and Unit Leader  
Pacific Cooperative Studies Unit (PCSU)  
University of Hawai'i  
Honolulu, HI 96822-2279

**Testimony of The Nature Conservancy of Hawai'i  
Supporting GM 532 and the Confirmation of Trae Menard  
to the Natural Area Reserve System Commission  
Senate Committee on Water & Land  
Monday, March 24, 2008, 2:45PM, Room 414**

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*The Nature Conservancy of Hawai'i is a private non-profit conservation organization dedicated to the preservation of Hawai'i's native plants, animals, and ecosystems. The Conservancy has helped to protect nearly 200,000 acres of natural lands for rare and endangered native species in Hawai'i. Today, we actively manage more than 32,000 acres in 11 nature preserves on O'ahu, Maui, Hawai'i, Moloka'i, Lāna'i, and Kaua'i and also work closely with government agencies and private landowners on cooperative land and marine management projects.*

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The Nature Conservancy of Hawaii supports the nomination of Trae Menard to a position on the Natural Area Reserves System Commission.

Established by the Legislature in 1971, the Natural Area Reserves System Commission advises the Board of Land and Natural Resources and the Governor on matters having to do with native ecosystems. Its members provide their expertise and background to help in the State's decisions to preserve and protect in perpetuity Hawaii's unique terrestrial and aquatic natural resources so that they may be available for generations to come.

Trae Menard has more than a decade of field experience in natural resource management in Hawai'i. He has designed and implemented everything from the most basic field work to complex management plans over large native landscapes. Trae also has significant direct experience in compliance with the laws and regulations that govern natural areas and natural resource management in Hawai'i. Trae is well-known amongst his colleagues and his community as a reliable partner and leader in conservation. His knowledge, experience, attention to detail, collaborative nature, and commitment to the stewardship of Hawaii's natural resources will be a great asset to the Natural Area Reserves System Commission and to the public goal of protecting these treasures now and for future generations

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**TESTIMONY**

**GM 532**

**(END)**



**TESTIMONY**  
**GM 543**

**TESTIMONY OF LAWRENCE H. MIIKE, M.D., J.D.**

**on Governor's Message No. 543**

**Lawrence H. Miike, Gubernatorial Nominee to the  
Commission on Water Resource Management**

**BEFORE THE SENATE COMMITTEE ON  
WATER AND LAND**

**March 24, 2008**

Aloha, Chairman Hee and Members of the Senate Committee on Water and Land. My name is Lawrence Miike, and I am the Governor's nominee for the member of the Commission on Water Resource Management who has "substantial experience in traditional Hawaiian water resource management techniques and in traditional riparian usage pursuant to section 174C-101." I am currently serving in this position with the Commission and have been re-nominated by the Governor for a second term.

I have been interested in water resource issues since I served on the Commission as an ex-officio voting member as the Director of Health from 1994-1998. Because of this interest, after three years of research, my book, **Water and the Law in Hawai'i**, was published in 2004 through the University of Hawai'i Press. In that book, I concluded that a discussion of water law would be incomplete without explaining the science of our state's streams and aquifers, as well as what role water played in the mythology and history of the Kingdom of Hawai'i, and how water law evolved from the ancient ahupua'a system to our current urbanized state.

Currently, I am representing the Commission as the hearings officer for the contested case in which petitions have been made to restore the four streams of Na Wai `Eha on Maui, a case which will further define the legal principles first set out in the Waiahole decision by the Commission and the Hawai'i Supreme Court. I hope you will confirm my nomination and allow me to continue with my work with the Commission. Because of a prior commitment and short notice, I am sorry that I was not able to attend this hearing. I will be happy to meet with Chairman Hee and members of the Committee in the immediate future.

TESTIMONY OF ROBERT TOYOFUKU  
IN SUPPORT OF THE NOMINATION OF LAWRENCE H. MIIKE TO THE  
COMMISSION ON WATER RESOURCE MANAGEMENT

March 24, 2008

To: Chairman Clayton Hee and Members of the Senate Committee on Water and Land:

My name is Bob Toyofuku and this testimony is being submitted in support of the nomination of Lawrence H. Miike to the Commission on Water Resource Management.

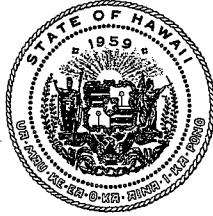
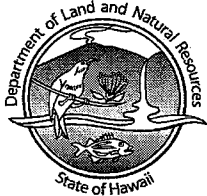
I have known Larry Miike since high school and he ranks as one of the brightest persons that I have had the pleasure to know in my lifetime. He clearly possesses the background to be on this commission having served on the Water Commission when he was Director of Health for the State of Hawaii, and having authored *Water and the Law in Hawaii* published in 2004.

Mr. Miike has a reputation for being a decisive and straightforward person, and he certainly has the experience and ability to serve on this commission. Thank you for the opportunity to testify in favor of Dr. Miike.

**TESTIMONY**  
**GM 543**  
**(END)**

**TESTIMONY**  
**HB 3174 HD1**

LINDA LINGLE  
GOVERNOR OF HAWAII



STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

LAURA H. THIELEN  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI  
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HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**TESTIMONY OF THE CHAIRPERSON  
OF THE BOARD OF LAND AND NATURAL RESOURCES**

**on HOUSE BILL 3174, House Draft 1 -RELATING TO FEDERAL FISHERIES  
REGULATIONS**

**BEFORE THE SENATE COMMITTEE ON  
WATER AND LAND**

**March 24, 2008**

House Bill 3174, House Draft 1 would require the Department of Land and Natural Resources (Department) to adopt, amend, or repeal administrative rules to be equivalent to and consistent with federal fisheries regulations for stocks in declared states of overfishing, and where the fisheries span State and federal marine waters. Such authority would facilitate management and enforcement of shared jurisdiction for stocks that occur in both State and federal waters, and reduces possible inconsistencies with federal law, thereby facilitating compliance. The Department supports this Administration bill but strongly recommends the following amendment:

Corrections to the bill's SECTION 1(a) should read as follows:

"§187A- Consistency of state and federal fisheries regulations. (a) The department may adopt, amend, or repeal administrative rules to be equivalent to or consistent with federal fisheries regulations. \*\*\*"

This revision is needed to provide the Department with the option of drafting administrative rules that are equivalent or consistent with federal fisheries regulations at its discretion. The Department wishes to make clear that the State's fishery resources, while they may be shared in some instances, remain under its jurisdiction. As such, the State's determination of policy for its own resources should not be obligatorily subject to federal determinations. Other minor wording changes in this sentence clarify the intent of the measure.

In December 2006, the U. S. Congress passed a reauthorization of the Magnuson-Stevens Fishery Conservation and Management Act, or MSA (P.L. 94-265). This legislation, the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006, or MSRA (P.L. 109-479), represents a major change in the way that fisheries in federal waters are managed. Federal waters in Hawaii are those outside of three nautical miles from the shoreline, and constitute the Exclusive Economic Zone, or EEZ.

MSRA mandates in the Western Pacific region, including Hawaii, are implemented by NOAA's Western Pacific Fishery Management Council (WESPAC). Prior to the reauthorization of the MSA, WESPAC and other regional fishery management councils had possessed broad leeway in regard to strategies that might be used to manage federal fisheries in the EEZ, which could include approaches such as closed seasons, area closures, limited entry, and caps on total catch. Under the MSRA, by contrast, fisheries in the EEZ must now to be managed via an annual catch limit, or ACL, which is established individually for each stock or stock complex. An ACL must be recommended annually by the WESPAC Scientific and Statistical Committee for each federal management unit species (MUS) or complex of such, based on data provided by the Pacific Islands Regional Office (PIRO) of the NOAA National Marine Fisheries Service (NMFS); this ACL must then be formally approved by a vote of the Council itself. Once this ACL is reached in a given year, the corresponding fishery will close for the remainder of the year. To determine whether an ACL has been reached or exceeded for a given species, detailed catch reporting is required, with trip reports (ie., a report filed by each fisherman after each fishing trip) being the preferred option. Such data is collected by the State of Hawaii via its Commercial Marine License system.

Under the MSRA, WESPAC must begin setting and monitoring ACLs for MUS stocks in federal waters by no later than 2011. In the case of stocks that are in a declared state of overfishing, the ACLs must be in place by 2010. Three Hawaiian stocks are currently in declared states of overfishing and fall within the latter, accelerated time frame: yellowfin tuna, bigeye tuna, and the Main Hawaiian Islands bottomfish complex. Copies of letters from the National Marine Fisheries Service Regional Administrator and the Assistant Administrator for Fisheries in Washington, DC are attached (Exhibits A and B). Both emphasize the need to develop complementary State and federal regulations for such overfishing stocks.

The Department currently does not have explicit authority to adopt rules that would complement newly mandated federal management measures, such as total allowable catch (annual maximum harvested amounts), individual quotas (annual maximum harvested amounts issued to an individual fisher), and non-commercial registration and reporting. The Department finds that it needs such authority to adopt rules for waters under its jurisdiction so that, in effect, the fishing public has the same set of rules to follow whether they are in State or federal marine waters. This will also significantly simplify enforcement.

The Department also finds that it would need the ability to adjust state management measures such as fishing seasons, total fishing quotas, or individual fishing quotas under relatively short time constraints, in accordance with annual determinations made by the federal fisheries agencies. With the passage of this bill, state fishing rules promulgated in accordance with this authority would give the Board of Land and Natural Resources the flexibility to make such annual or periodic adjustments; for example, to close a fishery in short order when an annual harvest limit is reached, or to readjust such a harvest limit up or down on an annual basis in response to a revised stock assessment. Current rulemaking procedures as provided for under Chapter 91 do not permit such actions to be conducted with sufficient timeliness, making it likely, if not inevitable, that the State will drift out of compliance with federal law. This can have serious consequences under the MSRA.

The section 306 (b) of the MSRA clearly indicates that should the State not take action to manage its fisheries in a manner that is consistent with and supportive of federal fishery management plans, then the Secretary of Commerce is authorized to take over management of

the fishery in question (16 U.S. Code 1856, section 306, 97-453, 98-623). To quote this section: "If the Secretary finds...any State has taken any action, or omitted to take any action, the results of which will substantially and adversely affect the carrying out of such fishery management plan, the Secretary shall promptly notify such State and the appropriate Council of such finding and of his intention to regulate the applicable fishery within the boundaries of such State (other than its internal waters), pursuant to such fishery management plan and the regulations promulgated to implement such plan." Both the State and the local federal authorities wish to avoid any situation that would necessitate such actions, and the statutory change proposed in HB 3174 HD 1 would accomplish this.

Without the statutory authority proposed in House Bill 3174 House Draft 1, state and federal laws managing shared jurisdiction fisheries will become inconsistent, confusing, and difficult to enforce. Such inconsistency will be detrimental to the sustainable management of such fisheries, and could in turn trigger imposition of federal management for overfishing stocks occurring in State waters. In light of these considerations, the Department has immediate need for this authority in relation to the management of the main Hawaiian Islands bottomfish complex, bigeye tuna, and yellowfin tuna, all of which are currently in declared states of overfishing, and all of which must be subject to annual harvest limits by 2010 under the provisions of the MSRA.

If granted the authority proposed in House Bill 3174 House Draft 1, the Department will promulgate new administrative rules to be consistent to federal laws, and by complying with the administrative rules procedures act, will afford the fishing public an opportunity to comment on such proposals as well as time to adjust to any new changes. The resulting rules are likely to be phased in over time.

In summary, this bill would enhance the Department's efforts to regulate shared jurisdiction fisheries by permitting the creation of a seamless network of rules applying equally to both state and federal marine waters. This enhancement will in turn avoid confusion for the fishing public and promote ease of enforcement by state and federal agencies. Because the authority we seek is limited to overfishing stocks, and may be utilized at the Department's discretion, we believe that it is sufficiently constrained, while at the same time preserving the State's full range of options in terms of management for shared jurisdiction stocks. If this bill is not enacted, there is a possibility that the federal fisheries agency may view the State's actions as incompatible, and is authorized to preempt the State's jurisdiction in order to sustain depleted fish stocks.

Thank you for the opportunity to testify.





037-00  
UNITED STATES DEPARTMENT OF COMMERCE  
National Oceanic and Atmospheric Administration  
NATIONAL MARINE FISHERIES SERVICE  
1315 East-West Highway  
Silver Spring, Maryland 20910

THE DIRECTOR

APR - 5 2007

Mr. Peter Young  
Chair, Board of Land and Natural Resources  
State of Hawaii  
1151 Punchbowl Street, Room 100  
Honolulu, Hawaii 96813

Dear Mr. <sup>Peter</sup> Young:

I am writing to follow-up on our meeting last week to reiterate my request that the State of Hawaii assist NOAA's National Marine Fisheries Service (NMFS) to implement interim regulations to end overfishing of bottomfish in the Hawaiian archipelago, particularly the main Hawaiian Islands. Specifically, all State and federal waters need to be closed to the harvest by commercial and recreational fishers of seven bottomfish species including onaga, chu, gindai, opakapaka, kalekale, lehi and hapuupuu (deep-7 bottomfish species) from May 1 through September 30 of this year. The State closure would complement a closure of all federal waters to the harvest of deep-7 bottomfish species recommended by the Western Pacific Fishery Management Council (Council) to be implemented by NMFS.

These joint closures are necessary to begin immediately to address a serious overfishing problem for these stocks within the Hawaiian archipelago, and in particular, the main Hawaiian Islands, while we work cooperatively to implement a longer term management regime.

In 2005, NMFS, on behalf of the Secretary of Commerce, determined that overfishing was occurring on the deep-7 bottomfish stock complex in the Hawaiian Archipelago, with the primary problem being excess fishing effort in the main Hawaiian Islands. At that time, NMFS estimated that a reduction in fishing mortality of at least 15% was needed to end the overfishing, as required by the Magnuson-Stevens Fisheries Conservation and Management Act. In response, the Council adopted a recommendation to prohibit fishing for the deep-7 bottomfish species in federal waters around Penguin Bank and Middle Bank in the main Hawaiian Islands. Concurrently, the State of Hawaii continued to move forward with revising its existing Bottomfish Restricted Fishing Areas.

However, before any of these measures could take effect, NOAA's Pacific Islands Fisheries Science Center's revised bottomfish stock assessment indicated that a 24% reduction in fishing mortality is now required to end overfishing. Additionally, a new Science Center analysis indicated that the potential effectiveness of the proposed closures was less than previously thought.





**HB 3174, HD 1, RELATING TO FEDERAL FISHERIES REGULATIONS**

Senate Committee on Water and Land

March 24, 2008

2:45 p.m.

Room: 414

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The Office of Hawaiian Affairs (OHA) **SUPPORTS** H.B. 3174, H.D. 1, which would require the Department of Land and Natural Resources (DLNR) to adopt, amend, or repeal administrative rules to be consistent with federal fishery regulations. OHA appreciates that this bill was amended to include language that both protects Native Hawaiian traditional and customary rights and practices and ensures that the DLNR will adopt rules under this bill in compliance with Chapter 91, Hawaii Revised Statutes, which allows for community input via public hearings.

OHA understands the intent of this bill, and appreciates the need for consistency and efficiency, and we agree that it would be unfortunate for the federal government to usurp State regulatory rights, as they well might do if this bill does not become enacted.

OHA thereby urges the Committee to PASS H.B. 3174, H.D. 1. Thank you for the opportunity to testify and for respecting our concerns.

## testimony

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**From:** HBPA@aol.com  
**Sent:** Saturday, March 22, 2008 10:34 AM  
**To:** testimony  
**Subject:** HB 3174 HD1 Testimony

# HBPA

## Hawaii Boaters Political Action Association

282 Aikahi Place, Kailua, Hawaii 96734

Senator Clayton Hee, Chair  
Senator Russell Kokubun, Vice-Chair  
Senate Committee on Water and Land (WLT)

William E. Mossman  
Hawaii Boaters Political Action Association

[Testimony@capitol.hawaii.gov](mailto:Testimony@capitol.hawaii.gov)  
WLT Hearing 3/24/08  
Time - 2:45 pm, Room 414

### **Testimony in Opposition to HB 3174 HD1 (Recommending Amendment)**

Dear Chair Hee, Vice-Chair Kokubun and members of the Committee,

The recently signed Magnuson - Stevens Fishery Conservation and Management Reauthorization Act of 2006 (MSRA) has a direct and profound effect on Hawaii fishermen (both commercial and recreational) who catch "Ahi" and certain "Bottomfish" in both the Federal Exclusive Economic Zone (3 to 200 miles offshore) and the Hawaii State waters (0 to 3 miles offshore). Because it has been determined that these fish are "overfished" in Hawaii (and elsewhere), an area specific Annual Catch Limit (ACL) for Hawaii is being developed and will be implemented for both commercial and recreational fishers combined, by 2010. ACLs are calculated prior to each fishing year and fishing for these fishes will be terminated if and when their ACLs are reached during the year.

In addition, the MRSA recognizes the need to improve the collection and credibility of Recreational fishery management survey data, and directs that recreational fishermen will be required to register in a Federal Recreational Fishers Registry by January 1, 2009. This requirement presents perhaps the greatest challenge to developing consistency between State and Federal rules for the fair and effective management of the shared fisheries in Hawaii. I have attached a letter to Laura Thielen Director DLNR to encourage State collaboration with the Feds to resolve what appears to be the more pervasive problem confronting Recreational fishermen in the Federal effort to tackle the overfishing situation in Hawaii. Fortunately, as the letter points out, the problem can be fairly resolved for most of the Hawaii recreational fishermen and the Federal agencies seeking a means to acquire improved recreational fishery management data. However, there has been no response to the letter.

3/22/2008

Although we fully support its basic intent, we oppose HB 3174 HD1 because the proposed subsection (b) presumptuously establishes (by statute) the authority for DLNR to “enact the requirements for other mechanisms to prevent overfishing . . .” without complying with Chpt. 91 (especially the public participation requirements). Many believe that this is a “sleeper” clause designed to circumvent Chpt. 91. The lack of timely public notification and the opportunity for public participation in DLNR fishery decisions continues to be a very sensitive issue with many fishermen and their associates.

**We would support this Bill if subsection (b) is changed to read. The Board may declare a fishing season, a total fishing quota, or individual fishing quotas to maintain consistency with Federal rules whenever Federal fisheries regulations adjust seasons or catch quotas that affect Hawaii fishers..**

Thank you.

Sincerely,

William E. Mossman

# HBPAA

Hawaii Boaters Political Action Association

282 Aikahi Place, Kailua, Hawaii 96734

Ms Laura Thielen,  
Chairperson  
BLNR

2/8/08

Dear Madam Chairperson,

It appears that 2008 is going to be a year of change for recreational fishing in Hawaii, and the first change issue we face is a Congressional mandate to establish a Recreational Fisher Registry by January 1, 2009. The recently signed **Magnuson-Stevens Fishery Conservation and Management Reauthorization Act (MSRA)** gave special attention to the need to improve the collection of recreational fishery management data, especially by the **MRFSS (Marine Recreational Fishing Statistical Survey)**. Unlike commercial fishermen who are required to submit “catch reports” on all fish caught, the Hawaii recreational sector fisheries management data is completely dependent on statistical survey methods involving telephone and intercept sampling surveys conducted by Federal and State (DLNR-DAR) employees. During the development of the current MSRA, great concern was expressed at the National level over the quality of the recreational data being collected and the efficiency of the collection process. In order to help correct these deficiencies, the MSRA included a new Section 401 (g) (1) FEDERAL PROGRAM that specifies: **“The Secretary shall establish and implement a regionally based registry program for recreational fishermen in each of the 8 fishery management regions. The program, which shall not require a fee before January 1, 2011, shall provide for – (A) the registration (including identification and contact information) of individuals who engage in recreational fishing – in the Exclusive Economic Zone; for anadromous species; or for Continental Shelf fishery resources beyond the Exclusive Economic Zone, and (B) if appropriate, the registration (including the ownership, operator, and identification of the vessel) of vessels used in such fishing”.**

**PURPOSE:** The paramount objective of the MSRA requirement is to “build complete up-to-date telephone/address directories of marine recreational fishery participants that can be utilized for efficient, cost-effective surveys of recreational fishing effort and, ultimately, catch.” (Bill Hogarth, Ass’t, Administrator for Fisheries, NOAA) The prescribed “recreational fisher registry” would provide the MRFSS (Marine Recreational Fisheries Statistical Survey) with a telephone number data base that would contain only the numbers of all the actual fishers in the region which their telephone survey personnel would use to conduct their random sampling. This would increase the quality of data gathered and greatly increase the efficiency of data collection by eliminating the current use of the non-discriminatory “public” phone listings in which only about 10% are fisherpersons.

**CLARIFICATION:** It is understood that fishing in the EEZ requires the use of a boat. Therefore, the Hawaii Recreational Fisher Registry should provide for the registration of the name of the owner or principle operator (if other than the owner) of each boat engaged in recreational fishing in the Hawaii EEZ (and Hawaii State waters), the boat name and registration number, and other contact and identification information for the boat owner/operator and boat. (Note: This information is available in the existing State Vessel Registration program.) Because this is a boat based registry and that more than one fisherman could be fishing aboard each boat, it is important that there be only one contact person per boat listed in the registry to preclude duplications of information during telephone surveys. (The Federal Large Pelagic Species (LPS) Surveys already use this method successfully.) The names and contact information of other fishers aboard a boat would not be entered into the Registry because the “unit of effort” being surveyed is the “boat trip” rather than the “individual trip” as would be the case for Shore-based fishers.

It doesn’t take much study to realize that without a mandatory requirement like the State Vessel Registry, getting all of our recreational fishers to voluntarily signup for the Recreational Fisher Registry is a difficult if not impossible task. This dilemma sets the stage for the creation of a mandatory Federal **Recreational Saltwater Fishing License (RSFL)** that would provide the individual fisher information needed to create the Recreational Fishers Registry required by the MSRA if the information needed was not otherwise available. The likely result of this situation would be: **1.** The boat-based fishers would need to obtain a Federal RSFL to fish in the Federal EEZ area of jurisdiction (3 to 200 miles offshore), **2.** The boat-based fisher would also need a State RSFL to fish in the State waters area of jurisdiction (0 to 3 miles offshore), OR, **3.** if the Federal authorities were to force their authority over our State waters, State RSFLs would be moot. (Note: The registration and licensing of Shore-based fishers would require a separate special program and is not addressed herein.) An additional factor of significant importance is that, by charging the public a fee for fishing, the RSFL program, as well as the Federal Recreational Fishers Registry, would violate the **Hawaii State Constitution, Article 11, Section 6** “**All fisheries in the sea waters of the State not included in any fish pond, artificial enclosure or state-licensed mariculture operation shall be free to the public . .**” “ This position is also reflected in *HRS 187A-21, Public Fishing Grounds*. “*Except as otherwise provided by law, all fishing grounds appertaining to any government land , or otherwise belonging to the government, except ponds, shall be and are forever granted to the people, for the free and equal use by all persons; provided that for the protection of these fishing grounds, the department may manage and regulate the taking of aquatic life.*” Also the issue of implications for “Federalism” under Executive Order 13132 may apply if the action proposed has a substantial direct effect on State or local governments and impose substantial direct cost of compliance on them. Another possible problem could arise regarding “Native Hawaiian Gathering Rights”.

Fortunately, the framers of the MSRA had the foresight to add the following paragraph to the MSRA section previously quoted: “**(2) STATE PROGRAMS, -- The Secretary shall exempt from registration under the program recreational fishermen and charter fishing vessels licensed, permitted, or registered under the laws of a State if the Secretary determines that information**

**from the State program is suitable for the Secretary's use or is used to assist in completing marine recreational fisheries statistical surveys, or evaluating the effects of proposed conservation and management measures for marine recreational fisheries.**"

A careful study of the content of our State Vessel Registration Program reveals that it contains all of the Minimum Data Elements required for the Recreational Fishers Registry by the MSRA. If DLNR would agree to share this information with NOAA Fisheries (NMFS), a "Hawaii" Recreational Fishers Registry could be formed that precisely meets the MSRA requirements, in that it would, indeed, be **"used to assist in completing marine recreational fisheries statistical surveys, or evaluating the effects of proposed conservation and management measures for marine recreational fisheries"** in Hawaii. The "Hawaii" Recreational Fisher Registry information could then be provided to NMFS to satisfy the MSRA requirement, without the Fee requirement. This could be accomplished without increasing the Vessel Registration Fee (or any other fee), and would exempt Hawaii from the adverse effects of the Federal registry program with its additional fee (starting in 2011), eliminate the necessity of creating a Recreational Saltwater Fishing License (RSFL) for Hawaii (and its additional license fees), and thereby also avoid the Federal rules / regulations that inevitably accompany such licenses and over which Hawaii would have little control. The only impact this "exemption" would leave on the Hawaii boat-based fishers would be that those who are on the Registry would occasionally receive telephone calls from the MRFSS telephone survey personnel regarding their fishing effort.

Further justification for sharing certain State Vessel Registration data with the Federal NOAA Fisheries (NMFS) lies in the fact that the vessel registration system exists because it is a mandate of the Congressional Aquatic Resources Trust Fund which provides Hawaii (DLNR) with more than \$4 million annually in conformance with its primary and intended purpose of supporting the State fishery research and management programs. The State DLNR and Federal MSRA (as administered by NMFS) have common goals and should work together to develop the most comprehensive and cost effective recreational fisheries management program to benefit the public and the natural resources (fisheries) of Hawaii. Ironically, there are two (companion) Bills included in the "Governor's package" submitted for the current legislative session (SB 3096 and HB 3174) entitled "Relating to Federal Fisheries Regulations". The Description posted is: *"Clarify that the DLNR may adopt, amend, or repeal administrative rules to be consistent with federal fishery regulations to improve management and enforcement in a state and federal marine water fishery that has been determined to be in decline."* These Bills are designed to promote just the type of action we are proposing by establishing a Hawaii Recreational Fishers Registry by sharing the State Vessel Registry information with the Federal NMFS. Obviously the Governor supports the purpose of these Bills and the Federal and State cooperation it entails.

In your November 2007 reply to a WesPacRFMC (a Federal agency) letter refusing their request to have a meeting regarding access to certain State Vessel Registration information, you state that, **"DBOR is unable to release data within its vessel registry for use in the Marine Recreational Information Program. The information contained within the registry can only be used for registry purposes and only statistical information can be shared with other agencies."** This is puzzling because, DBOR Administrative Rule, 13-241-23 states that, **"In accordance with any request duly made by an authorized official or agency of the United States, any information relating to numbered vessels compiled or otherwise available to the department pursuant to this chapter shall be transmitted to the official or agency of the United States."** Also, if maintaining "confidentiality" is an issue in sharing State Vessel Registry information (as has been mentioned), I would like to point out that "confidentiality" rules exercised by NOAA Fisheries agencies are at least as stringent as those used by DLNR, and, I'm sure it is safe to say, that there are many ways to maintain "confidentiality" in situations such as this.

I am very concerned that if DLNR doesn't share the state vessel registration information that is needed to secure the exemption offered in the MSRA, the Federal Recreational Fishers Registry and its enabling RSFL requirement are a done deal, -- and all the rest of the National "one-size-fits-all" rules (that seldom fit in Hawaii), will come with it. The implication appears to be a major incursion of "Federalism"(under Executive Order 13132) into State waters. Such extreme measures are unwarranted and unwanted; and can be avoided if the provisions of MSRA (Section 401 (g) (2) STATE PROGRAMS) to exempt Hawaii from the mandatory Federal Recreational Fishers Registry program are implemented to the degree necessary to allow Hawaii to establish a boat-based (EEZ fishing) registry as described herein, and a shore-based Recreational Fisher Registry to follow. This would achieve the objectives of the MSRA requirements with minimal impact on Hawaii fishers and on the State as a whole. The "exemption" would also provide the recreational fishers of Hawaii and the State Administration more opportunities to influence any future "controls" being considered that may unnecessarily restrict recreational fishing in Hawaii.

We would greatly appreciate your reconsideration your position on meeting with NOAA Fisheries authorities to examine the possibilities of sharing certain State Vessel Registration data to qualify Hawaii for the State Exemption offered in the MSRA. Thank you.

Sincerely,

William E. Mossman  
Tel.-2542267

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THE SENATE  
THE TWENTY-FOURTH LEGISLATURE  
REGULAR SESSION OF 2008

COMMITTEE ON WATER AND LAND

Senator Clayton Hee, Chair  
Senator Russell S. Kokubun, Vice Chair

NOTICE OF HEARING

DATE: Monday, March 24, 2008  
TIME: 2:45 p.m.  
PLACE: Conference Room 414  
State Capitol  
415 South Beretania Street

**In Support of HB3174 HD1 Relating to Federal Fishing Regulations**

Good afternoon Chair Hee, Vice-chair Kokubun and Honorable members of the Committee on Water and Land. I am Roy Morioka of Waialae-Iki, Oahu, a retiree and fisherman. Thank you for this opportunity to testify in support of this measure that seeks to have state fishing regulations compliment federal fishing regulations in a state and federal marine fishery.

The HD1 version provides consistency in state and federal rules, thus eliminating confusion to fishermen, administrative challenges and unnecessary enforcement burdens upon DOCARE and Federal officers when attempting to determine where the fishing occurred and what regulations prevail.

As an example, the Main Hawaiian Island bottom fish fishery is currently experiencing overfishing (a condition where there is more effort (more lines and hooks) than the fish stock can be harvested sustainably.) The federal regulations have provided a total allowable catch (TAC) to limit how many bottomfish can be harvested, and instituted a closed season to also limit effort. The state currently manages these fisheries through bottomfish restricted fishing areas (BRFA) that closes defined areas of the ocean to bottomfishing in both state and federal waters (3-200 nmi) and recreational bag limits. This leads to inconsistency between the federal and state regulations presenting the challenge of which regulation prevails in federal waters?

It is therefore recommended that in such situations where a fishery exists in both state and federal waters (joint jurisdiction), a consistent set of regulations be implemented to insure improved compliance because the same regulations apply in state and federal waters, and improved enforcement as there are no lines on the ocean to specifically identify where a fish was caught when caught in adjoining waters. Further, the state holds a voting seat on the Western Pacific Regional Fishery Management Council and actively participates in the promulgation of the federal regulations so its concerns are addressed at that level.

Thank you again for your consideration and this opportunity to testify on this bill.

Sincerely Yours,  
Roy N. Morioka



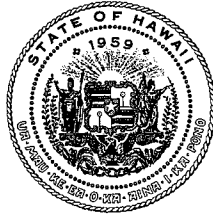
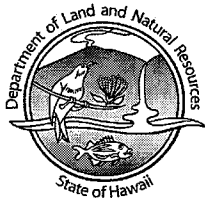
**TESTIMONY**

**HB 3174 HD1**

**(END)**

**TESTIMONY**  
**HB 3175 HD1**

LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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**TESTIMONY OF THE CHAIRPERSON  
OF THE BOARD OF LAND AND NATURAL RESOURCES**

**on HOUSE BILL 3175, House Draft 1 -RELATING TO FEDERAL FISHERIES  
REGULATIONS**

**BEFORE THE SENATE COMMITTEE ON  
WATER AND LAND**

**March 24, 2008**

House Bill 3175, House Draft 1 proposes to amend the title of section 189-3, Hawaii Revised Statutes (HRS), to more accurately reflect the need for flexibility in reporting requirements. If enacted, this measure will provide the authority to collect data and information at a frequency that will support more timely and efficient management of commercial fisheries. The Department of Land and Natural Resources (Department) strongly supports this administrative bill and strongly recommends that the effective date be changed to "upon approval".

For federal waters in Hawaii, federal Magnuson-Stevens Act (MSA) mandates for Hawaii are implemented by the Department of Commerce via the National Oceanic and Atmospheric Administration (NOAA). Under the current authority, the federal fisheries in the EEZ must now be managed via an annual catch limit, or ACL, which is established individually for each stock or stock complex. An ACL must be set annually for each species or species complex being harvested in federal waters. Once this ACL is reached in a given year, the corresponding fishery will close for the remainder of the year. To determine whether an ACL has been reached or exceeded for a given species, detailed catch reporting is required; this information is currently collected by the State of Hawaii, although only for commercial landings, and is shared with NOAA in an effort to avoid a duplicate requirement on fishers to be licensed and to report their catches.

A case in point is provided by the Hawaiian Islands bottomfishery, which is now in an officially declared state overfishing, and is subject to an annual catch limit (ACL) as mandated by the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006, or MSRA (P.L. 109-479). In regard to this, the NOAA National Marine Fishery Service (NMFS) recently voiced the need for the State to collaborate in more precise monitoring of bottomfish catches. In particular, NMFS proposed to monitor fishing on this stock complex by requiring reporting by trips, rather than reports based solely on monthly catch, so as to more accurately gauge when the ACL is being approached or exceeded. Although the Department concurs with this need and wishes to cooperate with NMFS in this regard, it is constrained in its reporting options by the title of the current statute pertaining to commercial catch reporting, 189-3, HRS.

Specifically, although the overall authority language in section 189-3, HRS, is sufficient for this purpose, the section's title presently references only a "monthly catch," and therefore needs to be amended to accommodate the more precise catch reporting protocols for overfishing stocks of this type as necessitated by the MSRA.

The current year experience with attempting to track catches in relation to an ACL of 178,000 pounds illustrates this problem very clearly. For the first three months of fishing season, from October 1, 2007 to January 1, 2008, the fishery landed only 79,000 pounds of fish, or 44% of the ACL. It was confidently predicted that at such a rate, the fishery would not reach its limit prior to a previously scheduled summer closing date of May 1, 2008. However, calm weather in February and March led to a surge in landings, so that the ACL was actually reached by March 15, 2008. Because landings could only be assessed on a monthly basis, it was not possible for State and federal managers to realize that this fishery had suddenly reached and exceeded its annual limit until this limit had already been passed. Because it requires at least 3 weeks for State and federal managers to implement a fishery closure, the result has been fishing in excess of the prescribed annual limit, and a consequent continuation of overfishing on this stock complex.

In addition to being undesirable from a management standpoint, by allowing continued overfishing on a depleted stock, exceeding the ACL in this fashion is technically a violation of federal law, and can lead to federal pre-emption of State authority in this fishery. In the absence of the authority sought under House Bill 3175 House Draft 1, fishery managers will be left with no choice but to set a very low annual catch limits, and to close the fisheries pre-emptively when such limits are approached. This will in turn result in a lower available harvest for local fishermen, and consequently higher prices for Hawaiian consumers. The Department therefore believes that the authorities sought under House Bill 3175 House Draft 1 address a pressing need, and will benefit a broad spectrum of constituencies within the State.

Thank you for the opportunity to testify

**Testimony of The Nature Conservancy of Hawai'i  
Supporting H.B. 3175 HD 1 Relating to Commercial Marine Fishing Reports  
Senate Committee on Water & Land  
Monday, March 24, 2008, 2:45PM, Room 414**

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*The Nature Conservancy of Hawai'i is a private non-profit conservation organization dedicated to the preservation of Hawai'i's native plants, animals, and ecosystems. The Conservancy has helped to protect nearly 200,000 acres of natural lands for native species in Hawai'i. Today, we actively manage more than 32,000 acres in 11 nature preserves on O'ahu, Maui, Hawai'i, Moloka'i, Lāna'i, and Kaua'i. We also work closely with government agencies, private parties and communities on cooperative land and marine management projects.*

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The Nature Conservancy of Hawaii supports H.B. 3175 HD 1 Relating to Commercial Marine Fishing Reports.

This bill allows the Department of Land and Natural Resources to collect reports and monitor bottomfish catches consistently with recent federal declarations of overfishing in the shared state-federal bottomfish fishery. With this legislation, the State will be allowed to collect data by individual trip rather than monthly and, thus, be consistent with federal data collection requirements in this fishery.

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THE SENATE  
THE TWENTY-FOURTH LEGISLATURE  
REGULAR SESSION OF 2008

COMMITTEE ON WATER AND LAND

Senator Clayton Hee, Chair  
Senator Russell S. Kokubun, Vice Chair

NOTICE OF HEARING

DATE: Monday, March 24, 2008  
TIME: 2:45 p.m.  
PLACE: Conference Room 414  
State Capitol  
415 South Beretania Street

**In Support of HB 3175 with Recommended Amendments – Relating to Commercial Marine Fishing Reports**

Good afternoon Chair Hee, Vice Chair Kokubun and Honorable Members of the Senate Committee on Water and Land. I am Roy Morioka of Honolulu, Oahu, a retiree and fisherman. Thank you for this opportunity to testify in support with suggested amendment. While I support the measure as it simply revises the title of section 189-3, HRS from “monthly catch” to “commercial marine fishing reports,” I remain concerned that with the passage of this measure it could be misinterpreted and unintentionally, increase the reporting requirement for all commercial fishermen. Therefore, I call your attention to, and concur with the WLH Committee’s Report: STAND. COM. REP. NO. 565-08 which states in part: ***“Your Committee finds that this section title change is necessary to allow DLNR to require more frequent bottomfish catch monitoring to comply with the annual catch limit mandates in recent amendments to the federal Magnuson-Stevens Act. However, your Committee finds that it is not DLNR’s intent to change reporting requirements for the other types of catches.”(emphasis added)***

Currently, the State’s requires commercial fishermen to complete their fishing reports on a per trip basis but submit their Fishing Report (catch and effort data) on a monthly basis. The need for more frequent reports may be required to compliment Federal rules such as that for the bottomfish fishery that falls under the joint jurisdiction of the state and federal fishery managers using the “annual catch limit - ACL” regimen, that basically sets an annual take quota and closes that fishery when the ACL quota is reached. To require all commercial fishermen to report their catches of non-bottomfish on a more frequent basis would unnecessarily cause increased administrative and cost requirements on both the fishermen and the state.

It is suggested that the Committee on Water and Land clarify and affirm the DLNR’s intent, by **including specific language to insure that only when a fishery management action such as annual catch limits (ACL), or total allowable catch (TAC), or individual quotas (IQF) may require more frequent reporting. Additionally, there needs to be included specifically, that this and all fishery rule changes are subject to the Chapter 91 Administrative Rules and the process contained therein. Finally, there needs to be included the Hawaiian cultural and subsistence exemptions.** I apologize that I do not have the specific language for these recommended amendments.

Thank you again for this opportunity to testify and suggest amendments to this bill.

Sincerely Yours,  
Roy N. Morioka

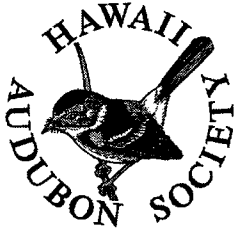
**TESTIMONY**

**HB 3175 HD1**

**(END)**

**TESTIMONY**  
**SCR 77 & SR 42**





*For the Protection of Hawaii's Native Wildlife*  
**HAWAII AUDUBON SOCIETY**

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**TO: Committee on Water and Land**  
**Senator Clayton Hee, Chair & Senator Russell Kokubun, Vice Chair**

**HEARING: Monday, March 24, 2008; 2:45 P.M., Conference Rm. 414**

**Re: SCR77 / SR42, World Ocean Day**

**TESTIMONY IN SUPPORT**

Chair Hee and Vice Chair Kokubun, and members of the Committee on Land and Water. On behalf of the Hawai'i Audubon Society I offer this written testimony in support of resolutions SCR77 & SR42 requesting the Governor to proclaim June 8<sup>th</sup> of every year as World Ocean Day.

The Hawai'i Audubon Society was founded in 1939, and is Hawai'i's oldest conservation group, with over 1,500 dedicated members statewide. The Society's primary mission is the protection of Hawai'i's native birds, wildlife and habitats, and restoration of native ecosystems and conservation of natural resources through education, science and advocacy in Hawai'i and the Pacific.

The Society has an established and active partnership with the Pacific Fisheries Coalition, together they've advocated for various measure that would further protect our oceans and coastal waters from the Big Island of Hawai'i to Kure in the Northwestern Hawaiian Islands.

The society believes that proclaiming World Ocean Day on June 8<sup>th</sup> of every year would garner more attention not only on how important our ocean resources are but also how fragile this marine environment is.

Thank you for the opportunity to submit testimony here today.

Sincerely,

George Massengale, JD  
Legislative Analyst

## testimony

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**From:** \*Scott Werny\* [clearwater@hawaii.rr.com]  
**Sent:** Sunday, March 23, 2008 11:45 AM  
**To:** testimony  
**Subject:** Testimony in Strong Support of SCR 77 and SR 42 for World Ocean Day

Committee on Water and Land  
Meeting Monday, March 24, 2008 in Conference Room 414  
Re: SCR 77, SR 42 for World Ocean Day

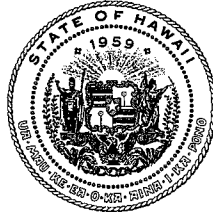
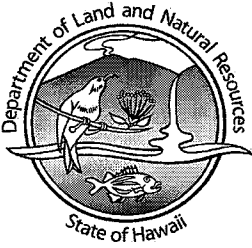
Aloha Committee Chair Sen. Hee, Vice Chair Sen. Kokubun, and honorable Committee members, Please accept this testimony in strong support of SCR 77 and SR 42, requesting the Governor to proclaim June 8th of every year as World Ocean Day in Hawaii.

The Surfrider Foundation Oahu Chapter, with over 500 members on Oahu, strongly supports Hawaii's recognition of a yearly World Ocean Day on June 8th. The ocean is enormously important to the State of Hawaii and its people. Our economy relies on it, much of our recreation takes place in and around it, and our culture flows from it. We respectfully request that acknowledgement of a World Ocean Day in Hawaii be about acknowledging all that the Pacific Ocean does for Hawaii, and be used to educate our residents and visitors about the need to conserve and protect our priceless, fragile marine environment.

Mahalo for your consideration,  
Scott Werny  
Kalihi Valley, Honolulu, Hawaii  
Co-chair Surfrider Foundation Oahu Chapter

*The Surfrider Foundation O'ahu Chapter is a non-profit grassroots organization run solely by volunteers with more than 500 members on O'ahu. In its 12th year of activism, the O'ahu Chapter works to improve ocean water and beach quality, to keep and open access to the ocean for all to enjoy, and to assure that development on our island is responsible by having minimal impact on our coastal environment. The chapter is one of 80 Surfrider Foundation chapters worldwide with over 50,000 members. For more information go to: [www.surfrider.org/oahu](http://www.surfrider.org/oahu) or [www.myspace.com/oahusurfriderchapter](http://www.myspace.com/oahusurfriderchapter) or call 531-SURF.*

LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII**  
**DEPARTMENT OF LAND AND NATURAL RESOURCES**

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LAND  
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**TESTIMONY OF THE CHAIRPERSON OF THE  
BOARD OF LAND AND NATURAL RESOURCES**

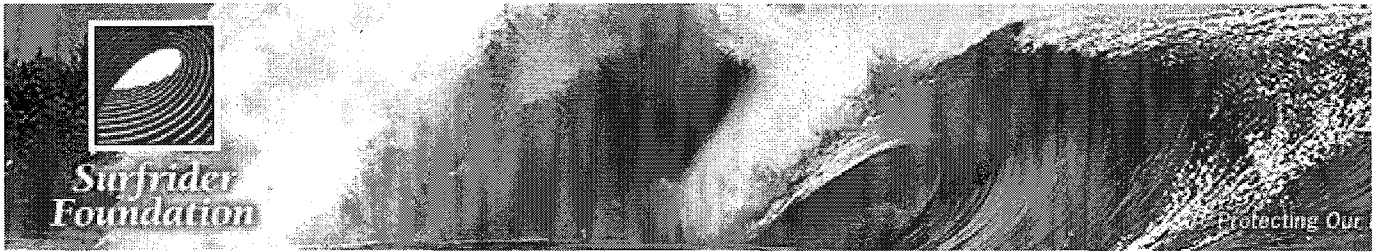
**On Senate Concurrent Resolution 77/Senate Resolution 42 – REQUESTING THE GOVERNOR  
TO PROCLAIM JUNE 8<sup>TH</sup> OF EVERY YEAR AS WORLD OCEAN DAY**

**BEFORE THE SENATE COMMITTEE ON  
WATER AND LAND**

**March 24, 2008**

Senate Concurrent Resolution 77 /Senate Resolution 42 request the Governor to proclaim June 8<sup>th</sup> of every year as World Ocean Day. The Department of Land and Natural Resources (Department) supports the intent of the resolutions as it would reflect the importance of the ocean in Hawaiian culture and to Hawaii's community, and offers the following comments.

Honoring this significance would go a long way towards helping people to realize the importance of oceans to the Earth's health. It would also be an appropriate proclamation in this year, the International Year of the Coral Reefs. The Department further suggests that the proclamation be worded, "World's Oceans Day" as several oceans comprise over 70% of the Earth's surface and are recognized as distinct water bodies by different nations.



TO THE SENATE COMMITTEE ON WATER AND LAND

TWENTY-FOURTH STATE LEGISLATURE  
REGULAR SESSION, 2008

MONDAY, MARCH 24, 2008  
2:45 P.M., ROOM 414

TESTIMONY ON SENATE CONCURRENT RESOLUTION NO.77 AND  
SENATE RESOLUTION NO. 42 – “REQUESTING THE GOVERNOR TO  
PROCLAIM JUNE 8<sup>TH</sup> OF EVERY YEAR AS WORLD OCEAN DAY.”

TO THE HONORABLE CLAYTON HEE, CHAIR  
AND MEMBERS OF THE WATER AND LAND COMMITTEE:

As members of Surfrider Foundation, O’ahu Chapter, and citizens of Hawaii, living on an island isolated farthest removed from any other body of land in the world, the ocean is an integral part of every facet of the lives of the people of Hawaii. We urge the Governor to acknowledge our request to proclaim June 8<sup>th</sup> of every year as World Ocean Day.

The concept of World Ocean Day was established in 1992 at the United Nations Earth Summit. It is an opportunity for the world to celebrate and recognize the significance of the ocean to our lives and the affects we have on its environment. Protecting the world ocean is critical to maintaining our planet's ecosystems and essential to human health and well-being. The world ocean encompasses 70% of the surface of our planet, yet less than 1% of the world ocean habitat is protected. Ocean environments around the world are collapsing, primarily due to over-fishing, pollution, invasive species, and unsustainable coastal development.

The early Hawaiians were masters at understanding and respecting the ocean through long distance voyaging and careful resource management, thus currently, Hawaii is the proud steward of one of the largest portions of protected ocean in the world with coral reef ecosystems that contain over five thousand known species of marine plants and animals. Roughly 25% of the marine plants and animals found in Hawaii's ocean are

found nowhere else in the world. World Ocean Day will help commemorate the progress toward the effective management of Hawaii's native ecosystem.

We request that World Ocean Day become an opportunity to promote public awareness and educate the public, adults and children alike, about conserving and protecting our fragile marine environment. Be it resolved by the House of Representatives of the Twenty-fourth Legislature of the State of Hawaii, Regular Session of 2008, that the Governor is requested to proclaim June 8th of every year as World Ocean Day, to promote and help increase awareness of our ocean's fragile ecosystem through cultural exchanges, educational projects, and mindful consideration by all.

Thank you for the opportunity to testify on behalf of Senate Concurrent Resolution No. 77 and Senate Resolution No. 42. We respectfully request that these resolutions pass with the proposed amendments.

March 18, 2008

SCR 77

To Whom It May Concern:

As citizens of Hawaii, living on an island isolated farthest removed from any other body of land in the world, the ocean is an integral part of every facet of the lives of the people of Hawaii. We urge the Governor to acknowledge our request to proclaim June 8<sup>th</sup> of every year as World Ocean Day.

The concept of World Ocean Day was established in 1992 at the United Nations Earth Summit. It is an opportunity for the world to celebrate and recognize the significance of the ocean to our lives and the affects we have on its environment. Protecting the world ocean is critical to maintaining our planet's ecosystems and essential to human health and well-being. The world ocean encompasses 70% of the surface of our planet, yet less than 1% of the world ocean habitat is protected. Ocean environments around the world are collapsing, primarily due to over-fishing, pollution, invasive species, and unsustainable coastal development.

The early Hawaiians were masters at understanding and respecting the ocean through long distance voyaging and careful resource management, thus currently, Hawaii is the proud steward of one of the largest portions of protected ocean in the world with coral reef ecosystems that contain over five thousand known species of marine plants and animals. Roughly 25% of the marine plants and animals found in Hawaii's ocean are found nowhere else in the world. World Ocean Day will help commemorate the progress toward the effective management of Hawaii's native ecosystem.

We request that World Ocean Day become an opportunity to promote public awareness and educate the public, adults and children alike, about conserving and protecting our fragile marine environment. Be it resolved by the House of Representatives of the Twenty-fourth Legislature of the State of Hawaii, Regular Session of 2008, that the Governor is requested to proclaim June 8<sup>th</sup> of every year as World Ocean Day, to promote and help increase awareness of our ocean's fragile ecosystem through cultural exchanges, educational projects, and mindful consideration by all.

Be it further resolved that certified copies of this Resolution be transmitted to the Governor, Hawaii's congressional delegation, the Mayor and the Chairperson of the Council of each county, and the following entities: United States Department of Fish and Wildlife Services; United States National Marine Fisheries Services (NMFS); National Oceanic and Atmospheric Administration (NOAA); Department of Land and Natural Resources(DLNR); Department of Aquatic Resources Division (DAR); Division of Boating and Ocean Recreation; Kai Makana; Save Honolua Coalition; Hawaii Wildlife Fund; Girl Scout's of America; Parents and Children Together (P.A.C.T) Program; Youth Conservation Corp; Damien High School; Farrington High School; Punahou High School; Radford High School; Chaminade University; Hawaii Pacific University; Keahiakahoe Canoe Club; Pearl Harbor Canoe Club; Polynesian Voyaging Society; Beach Environmental Awareness Campaign Hawai'i (B.E.A.C.H.).

Mahalo Nui Loa,  
Stuart H. Coleman  
Vice-Chair, Surfrider Foundation's Oahu Chapter  
Hon., HI 96826

**Testimony of The Nature Conservancy of Hawai'i  
Supporting SCR 77 & SR 42 Requesting the Governor to Proclaim  
June 8<sup>TH</sup> of Every Year as World Ocean Day  
Senate Committee on Water & Land  
Monday, March 24, 2008, 2:45PM, Rm. 414**

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*The Nature Conservancy of Hawai'i is a private non-profit conservation organization dedicated to the preservation of Hawai'i's native plants, animals, and ecosystems. The Conservancy has helped to protect nearly 200,000 acres of natural lands for native species in Hawai'i. Today, we actively manage more than 32,000 acres in 11 nature preserves on O'ahu, Maui, Hawai'i, Moloka'i, Lāna'i, and Kaua'i. We also work closely with government agencies, private parties and communities on cooperative land and marine management projects.*

---

The Nature Conservancy of Hawai'i supports H.R. 109 requesting Gov. Linda Lingle to declare June 8<sup>th</sup> of every year World Ocean Day.

The world's oceans cover 70 percent of the surface of our planet. Yet, less than 1 percent of these habitats are protected.

With the health of these oceans deteriorating at a rapid decline due to irresponsible fishing, pollution, global climate change and unsustainable development, we need to become active stewards in protecting this precious natural resource, which provides food, protection and economic value.

Hawaii's location in the middle of the Pacific Ocean makes our state an ideal participant in World Ocean Day, held every year on June 8.

This day, established in 1992 at the United Nations Earth Summit, is an opportunity to celebrate our world ocean and our personal connection to the sea. It's a chance to education the public about how to conserve and protect our fragile marine environment, which generates more than \$350 million annually to the state's economy.

Hawaii's coral reefs and nearshore waters are homes to more than 7,000 marine life forms – a quarter of them found nowhere else in the world. But land-based pollution, sedimentation, alien invasive species, destructive fishing methods and other threats have degraded our reefs. Scientists estimate that our nearshore fisheries have declined by 75 percent over the last century.

The Nature Conservancy, together with members and conservation partners, has protected more than 200,000 acres of critical natural lands in Hawai'i, including those that directly impact the ocean and its precious ecosystem.

We've partnered with the state's Division of Aquatic Resources to promote International Year of the Reef, a worldwide campaign and call-to-action that raises awareness about the importance of our coral reefs and the various threats to their sustainability. During this yearlong campaign, we hope to spread the message about the state of Hawaii's reefs and what we can do to help preserve and conserve this important natural resource.

The quality of our lives depends on the health of our ocean, reefs and their ecosystems. In this International Year of the Reef, we should come together as stewards of our ocean to preserve this resource for generations to come.

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TO THE SENATE COMMITTEE ON WATER AND LAND

TWENTY-FOURTH STATE LEGISLATURE  
REGULAR SESSION, 2008

MONDAY, MARCH 24, 2008  
2:45 P.M., ROOM 414

TESTIMONY ON SENATE CONCURRENT RESOLUTION NO.77 AND  
SENATE RESOLUTION NO. 42 – “REQUESTING THE GOVERNOR TO  
PROCLAIM JUNE 8<sup>TH</sup> OF EVERY YEAR AS WORLD OCEAN DAY.”

TO THE HONORABLE CLAYTON HEE, CHAIR  
AND MEMBERS OF THE WATER AND LAND COMMITTEE:

Kai Makana appreciates the opportunity to testify in support of Senate Concurrent Resolution No. 77 and Senate Resolution No. 42. My name is Donna Kahakui, founder of Kai Makana, a non-profit community organization whose purpose is to educate and mobilize the public to better understand and preserve our marine life and the ocean environment throughout Hawaii, the Pacific and the world.

Let me begin by clarifying that the State of Hawaii does recognize the first Wednesday in June of every year as Ocean Day, however, these resolutions before us today seek to bring recognition of World Ocean Day not only in the islands but to the nation and throughout the globe.



The purpose of these resolutions is to bring international awareness of our planet's fragile ecosystems and to recognize its role in the well-being and health of each individual. Many of us do not understand the importance of the ocean and how it impacts us in our everyday lives. The world's oceans encompass approximately 70 percent of the surface of our planet, yet less than one percent of the world's habitat is protected. In addition, approximately 25 percent of Hawaiian corals are found nowhere else in the world. It is our kuleana (responsibility) to perpetuate awareness by preserving and respecting the ocean life with which we coexist.

These resolutions are means to inspire and empower each one of us to make a difference and to change our habits, if you will, for the benefit of our ocean. These resolutions will let each individual in the State of Hawaii understand their kuleana to the ocean as being a member of this community, our community, and to know that on this day, June 8<sup>th</sup>, they can make a difference along with other states and countries around the world. Proclaiming this day as World Ocean Day is a way for the citizens of this earth to come together and realize how one day of the year can make a difference in the future of our oceans.

For me, this concept is simple. I was raised by my grandmother who told me stories of growing up on a small island off of Sand Island. She spoke of how her mother would carry a traditional two person canoe by herself to catch He'e (octopus), or how she could just open her front door and pull a fish (by hand) out of the ocean for dinner, or even how there was so much limu that often times they would take it to market to sell. She would talk about that time in her life as "being a time of plenty", and then tears

would well up in her eyes as she thought of this place that now only remained in her dreams.

My grandmother taught me the value of a single fish and to never take more than I needed or waste a single part. She taught me to respect all of nature's creations especially those which come from the ocean. I was given the Hawaiian name, Kahiwaokawailani, the chosen one of the heavenly waters, which was truly a gift, but with it came a greater responsibility to care for our ocean as I would care for any member of my family past and present.

I have been fortunate to have grown up at a time when the ocean thrived with sea life as all types of fish were plentiful and turtles were free from tumors. It was a time when plastic bags floating in the ocean were a rarity, and as a result, more turtles, birds, monk seals and other various animals lived longer and a time when you could pick native limu off of reefs in Honolulu. This time has since passed and the ocean is struggling. It is our turn to give back, to respect this element of nature which embodies our culture and lifestyle. Without the ocean, no Polynesian traveler would have discovered Hawaii. Without the ocean, there would be no coral, no fish, and no sea life. Without the ocean, Hawaii as the paradise we know would not exist.

The time is now to be a part of the global movement to recognize the significance of our ocean. The hope is that one day of ocean awareness will lead into several days and several days will lead into everyday. The goal is simple. Leave the ocean better than when we received it in order for the next generation to have a chance to experience all that we have and more. My greatest fear is that one day I may find myself like my

grandmother with tears flowing down my face as I am only left with memories of an ocean long past.

Thank you for the opportunity to testify on behalf of Senate Concurrent Resolution No. 77 and Senate Resolution No. 42. I respectfully request that these resolutions pass with the proposed amendments.

URGING THE PRESIDENT OF THE UNITED STATES TO PROCLAIM JUNE 8<sup>TH</sup>  
OF EVERY YEAR AS WORLD OCEAN DAY.

WHEREAS, the concept of World Ocean Day was established in 1992 at the United Nations Earth Summit; and

WHEREAS, it is an opportunity for the world to celebrate and recognize the significance of the ocean to our lives and the affects we have on its environment; and

WHEREAS, protecting the world ocean is critical to maintaining our planet's ecosystems and essential to human health and well-being; and

WHEREAS, the world ocean encompasses seventy per cent of the surface of our planet, yet less than one per cent of the world ocean habitat is protected; and

WHEREAS, ocean environments around the world are collapsing, primarily due to over-fishing, pollution, invasive species, and unsustainable coastal development; and

WHEREAS, Hawaii's isolation in the middle of the Pacific Ocean and its distinction as being the farthest removed islands from any other body of land in the world make it an appropriate participant in World Ocean Day; and

WHEREAS, the early Hawaiians were masters at understanding and respecting the ocean through long distance voyaging and careful resource management; and

WHEREAS, Hawaii is the proud steward of one of the largest portions of protected ocean in the world with coral reef ecosystems that contain over five thousand known species of marine plants and animals; and

WHEREAS, roughly 25 percent of the marine plants and animals found in Hawaii's ocean are found nowhere else in the world; and

WHEREAS, World Ocean Day will help commemorate the progress toward the effective management of Hawaii's native ecosystem; and

WHEREAS, the ocean is an integral part of every facet of the lives of the people of Hawaii; and

WHEREAS, World Ocean Day is an opportunity to promote public awareness and educate the public, adults and children alike, about conserving and protecting our fragile marine environment; now, therefore,

BE IT RESOLVED by the Senate of the Twenty-fourth Legislature of the State of Hawaii, Regular Session of 2008, that the President of the United States is requested to proclaim June 8th of every year as World Ocean Day, to promote and help increase

awareness of our ocean's fragile ecosystem through cultural exchanges, educational projects, and mindful consideration by all; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be transmitted to the President of the United States, the Governor, Hawaii's congressional delegation, the Mayor and the Chairperson of the Council of each county, and the following entities: United States Department of Fish and Wildlife Services; United States National Marine Fisheries Services (NMFS); National Oceanic and Atmospheric Administration (NOAA); Department of Land and Natural Resources(DLNR); Department of Aquatic Resources Division (DAR); Division of Boating and Ocean Recreation; United States Environmental Protection Agency (EPA); Kai Makana; Malama Hawaii; Save Honolua Coalition; Polynesian Voyaging Society; Hawaii Wildlife Fund; Girl Scout's of America; Parents and Children Together (P.A.C.T) Program; Youth Conservation Corp; Damien High School; Farrington High School; Punahou High School; Radford High School; Chaminade University; Hawaii Pacific University; Keahiakahoe Canoe Club; Pearl Harbor Canoe Club.



**To the People and Government Leaders of Hawai'i:**

## **HELP MAKE A DIFFERENCE FOR OUR OCEAN PLANET**

- Whereas /Recognizing that everyone on our planet is connected and affected by the oceans;
- Whereas /Recognizing that the world's ocean covers 70% of our planet yet less than 1% of our ocean habitat is protected;
- Whereas /Recognizing that the ocean plays a critical role in maintaining the planet's ecosystems and is essential to human health and well being;
- Whereas /Recognizing that it is critical to educate the public, and promote stewardship among children and adults alike;
- Whereas /Recognizing that ocean environments around the world are collapsing, primarily due to over-fishing, pollution, and unsustainable coastal development;
- Whereas /Recognizing that the ocean's rich diversity of life belongs to all citizens of the world; and
- Whereas /Recognizing that on June 8 there has been an unofficial celebration of the oceans around the world since 1992...

We, the undersigned, endorse a United Nations resolution to declare June 8 as **WORLD OCEAN DAY** as a means each year to celebrate the world's ocean and its rich diversity of life; highlight global ocean awareness, education and action programs to promote a healthy and productive ocean; and remind nations, governments, businesses, and individuals of their responsibility to protect the world's living ocean and conserve its resources for present and future generations.

**THANK YOU SO MUCH FOR HELPING US  
ESTABLISH WORLD OCEAN DAY IN HAWAII!**

---

Please return this petition with the signature you have collected to :  
Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

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- 73 Aetake Murata 1801 Hoohulu St. P.O. HI. 96782
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35

Sacha Domingo

2114 Kahaoluha Ln #1501 Honolulu, HI

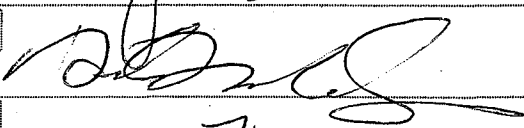
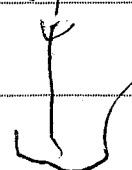
36

Donna Kahaku

PO Box 22719, Hin. HI 96823 96826

NAME

ADDRESS

- Jason Kawaguchi 2024 Waiola St Hon. HI 96826
- 37 PILAR SMITH 2095-B ELROD DRIVE, KAILUA HI 967
- 38 Elaine Owen 566 Papalani St. Kailua, HI 96734
- 39 Ho Plunson 99-478 Ulune St. Aiea 96701
- 40  91-2113 Kai'oli St. Ewa Beach 967
- 41 Emerita Thompson 750 KumuKumu Pl, Honolulu, 9682
- 42 Dr. K. Tokiaki 1309 Queen Emma St #2B Honolulu 9681
- 43 Olivia Schneider
- 44 Sa Jung Maerki
- 45 Jordan Perry
- 46 Jacqui Hanjona 46-050 KONAWE PL # 3701 96744
- 47 Christine Jeesop 92-556 Anawaa St, Kapolei 96707
- 48 Taylor Jessop " " " "
- 49 Paige Semons 94-1033 ALERO ST WAIKAIANA 96797
- 50 Ted Valdez 3070 Ala Dima Apt. 504
- 51 Cierra Nakamura 2211 Ala, wai Blvd. 96815
- 52 Taro Nakamura
- 53 Miki Nakamura 
- 54

## NAME

## ADDRESS

1. JANESSA JAHN 9921 Peleua St. Hon HI 96827
2. BEN BENAVENDE 95-1079 Halekua St. Mililani, HI 96789
3. NEELANI WHEELER 1981C St. Louis Drive  
Honolulu, HI 96816
4. SCOTT HAYASHINO 94-800 Kaele Pl. Waipahu, HI 96797
5. J. SWEETKA 1169 Makuhane St. Hon. 96825
6. S.S. VESTRO \ "
7. SHERRY TERUYA 2188 Ala Mahamoe St. Hon. HI 96819
8. ROBERT BENSON 3296 Aiealani Dr 96822
9. JULIA SAITO 98-1066 F Komo Mai Dr. 96709
10. JUNI SHI 1614 MURPHY ST. 96819
11. MELISSA LAYDEN 98-1960B Koa Humana St PC 96782
12. SHRUTI SHEND 1350 Ala Moana #608 96814
13. ANNE KIYOSAKI 3978 Old Pali Rd. Hon 96817
14. PAULETTE AB 738 Olokele Ave. <sup>A2</sup> Hon. 96846
15. DIANE TAMANCHA 4820 W'kini St, Hon 96818
16. LYNETTE LAU 95-216 Kalakela Pl. Haleiwa 96789
17. TERRI KAM-OZEK 91-1047 Heaowina Kapolei 96707
18. KAUNA SAITO 98-1066 F Komo Mai Dr. Hon 96709

## NAME

## ADDRESS

- 19 *C. Kusum* 46-180 Hanaupia St. Kaneohe 96744
- 20 *Atyiah Tamara* 750 Kamehaha Place
- 21 *Antika* 450 Sherdan St #108 Honolulu 96814
- 22 *Jasmine Ryan* 222 South Vineyard St.
- 23 *M. Kahamer* 1616 Palapa St. Kailua 96734
- 24 *Alex Kavelo* 1443 Punchbowl #3 Honolulu, 96813
- 25 *Suzanne Tweed* 900 Ahana St Honolulu 96814
- 26 *Kwian Eng* 114 N. Kuakini St #529 Honolulu 96817
- 27 *Lilia Kozuma* 2477 Waiomao Pl. Honolulu 96816
- 28 *M. McGrath* 137 Nehe Ln Honolulu 96812
- 29 *Brittney Yu* 92-1093 Painui Pl. Kapolei, 96751
- 30 *Michelle Sulli* 982060 Kipikua St Aiea HI 96701
- 31 *[Signature]* 98-135 Lipua Pl #408 Wai, HI. 96701
- 32 *K. K. [Signature]* 4395 Aukai Ave Kalaheala 96816
- 33 *C. Prado* P.O. Box 1898 Aiea, HI 96701
- 34 *JASON C. SMITH* 2095 B Elrod Drive Kailua, HI 96734
- 35 *Darren Sueoka* 94-1039 Koliava St. Waiwaku HI 96797
- 36

# HELP MAKE A DIFFERENCE FOR OUR PLANET

NAME

ADDRESS

- 37 Virginia J paterson pmb 150 590 Farrington Hwy  
HI 96813 #210 Kapelei  
38 Douglas Chun 2772 Laniloa Road Honolulu HI 96709
- 39 MONICA THOMPSON 1778 ALA MOANA #913, HONOLULU, HI 96815
- 40 Robert Sherman 44 Hala Wa Drive, Honolulu 96810
- 41 NAI MCCARTHY 228 HILANUE ST. HON HI 96813
- 42 Pamela Perata 55 S. Kalaui #12107 HON HI 96821
- 43 Carlo Taiton 1255 Nuuanu Ave #1106 Honolulu HI 96813
- 44 Jancy Kuwasaki 2514 Senoma Pl. Honolulu HI 96822
- 45 WENDY ZARELLA 45-995 Waialeale Rd #60 Kaneohe, HI 96744
- 46 Mia Zarella " "
- 47 L. Kawailani Ono 1309 Queen Emma St. #2C Hon. HI. 96813
- 48 ~~Fi~~ Noelani Barbo 1640 Quincy Place Honolulu HI 96816
- 49 Ashley Omotei 2260 weiemee Rd Honolulu HI 96814<sup>6</sup>
- 50 Shelly Ng 91-A KAWANANAKOA PLACE, Honolulu, HI 96817  
jwilliamson@midpac.edu
- 51 John Williamson, Waikiki, Honolulu, HI

52

53

54

## NAME

## ADDRESS

1. MIKE SONG 4059 HASTINGS AVE. <sup>SAN JOSE</sup> CA. 95118
2. Deborah Sherman 44 Halawa Ter Honolulu 96818
3. ~~Hi~~ Gail Pang 2100 Date St #1605 Hon HI 96824
4. Shannon Ramells 46 Lauone Loop, Wahiawa, HI 96786
5. Ariel Pylon 222 S. Vineyard St. Honolulu, HI 96813
6. Alexis Girems 92-971 Makakilo Dr. #11 Kapolei, HI 96707
7. ~~Sherry~~ Sherry 5719 Waianan Rd Hon 96815
8. Tina Amara 526 Thurston Ave #6 Hon 96822
9. Marcellin Doses 98-145 Kaonohi St 96701
10. Aesl Kim 1212 Punalou #1108 Honolulu HI 96826
11. Annie Hartut 225 Queen St. Honolulu HI 96813
12. Lilla Levine 1628 Keawunui, A7, Honolulu HI 96822
13. Shanise Saito 1930 Kui Pl. Honolulu HI 96819
14. Nora Sender 37 Prospect St. Honolulu HI 96813
15. Sandra Klen 1365 Humuhua Pl, Kailua 96734
16. Nancy Barther 2040 Nuuanu Ave Hon. 96817
17. Elizabeth Murphy 2242 Hiking St. Honolulu, HI 96821
18. Jonette Fan 2171 Wilson St. Hon. HI 96819

## NAME

## ADDRESS

- | NAME                               | ADDRESS                                                     |
|------------------------------------|-------------------------------------------------------------|
| 1. Sharleen Kwok                   | 1403 mahiole st <sup>Hon</sup> 96815                        |
| 2. Bert Kwok                       | ↓                                                           |
| 3. Ashley Kwok                     |                                                             |
| 4. Christy Kwok                    |                                                             |
| 5. JEFF OYSTER                     |                                                             |
| 6. Jacqueline Domingo              | 2130 Kalihl Street, Hon. HI 96819                           |
| 7. Jericka Palpalatoc              | ↓                                                           |
| 8. Kellau Domingo                  |                                                             |
| 9. Denny Amarel                    | 45-1136 Grote Rd.                                           |
| 10. Km Ohmoto                      | 5602 Kletahn Pt. <sup>Hon</sup> 96819                       |
| 11. Maria Torres-Kitamura          | 1515 Makamua St. <sup>Pearl City</sup> <del>Hon</del> 96782 |
| 12. <del>Don</del>                 | 1515 Kackakua St "                                          |
| 13. JD Curb                        | 3939 N Nuanu Pt. Dr                                         |
| 14. Maria Curb                     | ↑                                                           |
| 15. Fran Takemoto                  | 55 S. Kukui #8902<br>96813                                  |
| 16. Don Hayes <del>Don Hayes</del> | 3115 Kaunaoa St. 96815                                      |
| 17. Tuyet Lu                       | "                                                           |
| 18. Andy Kelly                     | 55 S. Kukui St #903 Hon. 96813                              |



Name

Address

1. SNOWBIRD PENTO 89-780 Haleakala Ave. Wai'anae 96792
2. Katina Marx 2601 Ferdinand Ave Hon 96822
3. Tom Davidson 2601 Ferdinand Ave Hon. 96822
4. Phai Wang 51A Kalii Cr. Wai'anae 96792
5. Sun-Hee Wong " "
6. Kenore Peterson 46-154 Kiowa #2522 <sup>KANEOD HI 96822</sup>
7. Elianna de Vre 3050 Puhala Rise
8. Bridgette Dodge 580 Lunatic home road #340
9. Dawn Miller 110 Opihikao Way, 96829, Hon, HI.
10. Melissa Ong 950 Makaiwa St
11. Kana Dung 98-1861B Kaha'umanu St
12. Tia Matsumura 3425 Keahi Pl 96822
13. Emma Shirai
14. Shirley Seifert Dotsanie@HUC.RR.COM
15. Harley Dame rodfordpeaceclub@yahoo.com
16. Mary A. Olivas mary-annic<sup>13</sup>@hotmail.com
17. jhoo@hawaii.edu Jenny Aoo
18. kirsten@hawaii.edu U'ilani (HBA)
19. Kawika McKeague P.O. Box 235012 Honolulu 96823 <sup>KAWIKAM@HAWAII.RR.COM</sup>
- 20.

Please return this petition with the signature you have collected to :  
 Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819



## NAME

## ADDRESS

- | NAME                               | ADDRESS                       |
|------------------------------------|-------------------------------|
| 1. Chanel Gemini                   | 3741 Kainana Ave #243         |
| 2. Janyla Jyzy                     | 897 Anukini st                |
| 3. KRISTIAN GOODWIN                | 663 Hao St.                   |
| 4. Caleb Keb                       | 7259 Arakua St.               |
| 5. wayne samee                     | 6312 Puakea Place             |
| 6. Justin Kaahaina                 | 7086 Hawaii Kai Dr. APT. # 15 |
| 7. Keanu Mosaphir                  | keanu.mosaphir@gmail.com      |
| 8. Jessica Tam                     | 5136 Kalaniana'ole Hwy.       |
| 9. Royce Windrath                  | royce_windrath@yahoo.com      |
| 10. Christopher "Big Black" Boykin | cherryonbaby@yahoo.com        |
| 11. ANSSA KAHALO                   | 437 PORTLOCK ROAD.            |
| 12. Cody Lum                       | fzr3f@x@yahoo.com             |
| 13. Alex Fong                      | Yhadawslayeta@yahoo.com       |
| 14. Jasmyn Kim                     | MS_KIM23@hotmail.com          |
| 15. Corey Lum                      | Coreylum@yahoo.com            |
| 16. Laurin Watkins                 | 7521 pu umahoe pl.            |
| 17. daryn Vorderbruegge            | dleigh11@hotmail.com          |
| 18. Amber Buzzell                  |                               |

NAME

ADDRESS

- 19 *Patricia Hillman Reyes* 96 NiuiK cir.
- 20 Alex Angel Alex 101@Yahoo.com
- 21 Micael Mitchell 901 Hahaione St. #110K
- 22 Rachel Owen
- 23 SUSAN GEMINI 3741 Kainana Ave #245
- 24
- 25 *Auntie Oatly* klonzani.d@hotmail.com
- 26 Calla CAMERO callaccam@aim.com
- 27 *Mrs Hite* cheapred@foga.com
- 28 Higo Armstrong-Kanaka Kanaka.higo@Yahoo.com
- 29 ANNA AV RECCA - 521 WaiMita #31
- 30 Desire Garcia 716 LukePane Av.
- 31
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Name

Address

1. Chelsea Noda 864 Maninihola St.
2. Jade Fong 4497 Kolobala St.
3. Marlo 965 Prospect St.
4. Cameryn Kai 906 Waiholo Street
5. Alyssa Nakano 820 Ward Avenue
6. Jaylene Lum P.O. Box 10585 Hon. HI 96816
7. Celeste Lum P.O. Box 10585 Honolulu, HI 96816
8. Taralyn Lum P.O. Box 10585 Honolulu, HI 96816
9. Natalie Tsukada 1660 Ihiloa Lp., Hon. 96821
10. Lauren Nagao 3901 Pili Place, Hon. HI 96816
11. Kaylin Noda 864 Maninihola St. Honolulu HI
12. Kerri Takahara 1249 8th Avenue Hon. HI, 96816 96822
13. Sherrri Miyakoda 2499 Kapiolani Blvd #3408 Honolulu, HI 96826
14. Haley Nagao 3901 Pili Pl., Hon HI 96816
15. Lynn Takahara 1249 8th Ave, Honolulu, HI, 96816
16. Krystal Sakuda 3024 Date St #5 Honolulu HI 96816
17. Cambrie Motooka 4437 Kolobala St Hon, HI, 96816
18. Wendy Nakano 820 Ward Ave Hon HI 96816
19. Madysyn Young 933 Iiwi 96816
20. Paige Izutsu 5349 Manuwea St 96821

Please return this petition with the signature you have collected to :

Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

Name

Address

Kathleen J. Noda

864 Maninikolo St. 96825

# 21 Sammy Noda

864 Maninikolo St. 96825

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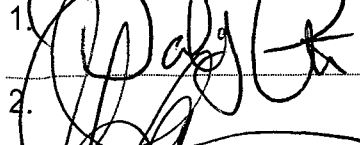
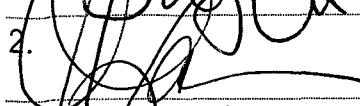
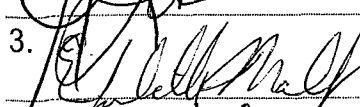
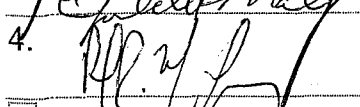
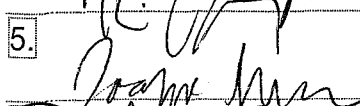
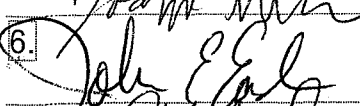


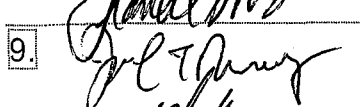
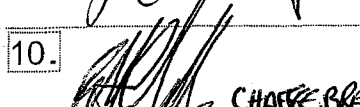


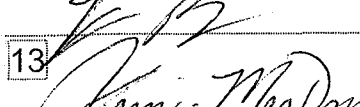
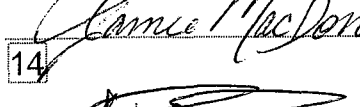


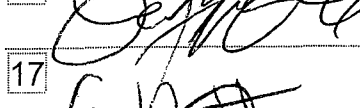
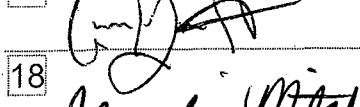
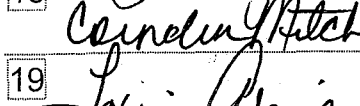
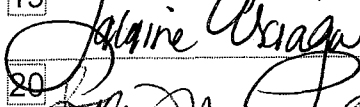
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Please return this petition with the signature you have collected to :  
Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

Name

Address

1.  5615 BENNING CT HONOLULU HI 96818
2.  91-1102 LIPO ST, KAPOLEI, HI 96707
3.  2151 Waipoulanai Ct, Pearl City, HI 96782
4.  2151 WALPOULANAI CT, PEARL CITY, HI 96782
5.  2151 Waipoulanai Ct, Pearl City, HI 96782
6.  1291 BATTLESHIP DR #39 Pearl Harbor HI 96860-4347
7.  LEE, ANTHONY K. 4123 Fincher St, Honolulu, HI 96818
8.  4873 ENGER ST Honolulu HI 96818
9.  91-1111 KEONEVA BLVD K4  
EWA BEACH, HI 96706
10.  CHAFFE, BRET 1154 BOLE LP, UNIT #85  
PEARL HARBOR, HI 96860
11.  JOHN T. FUREY 99-534 KAPAHU LANI PLACE  
AIEA HI 96701
12.  TIMOTHY BUSBY 92-1268 MAKAKILO DR 103  
MAKAPOLBI HI 96707
13.  Jamie MacDonald Jamie MacDonald 91-1016 Kaikauha'a St  
Ewa Beach HI 96706
14.  ELS DONALD Honolulu, HI 96818
15.  Ben COZART 91-1120 Kaiel St  
Ewa Beach, HI 96706
16.  DANIEL J. McDONNELL 308 CHRISTOPHER CT  
HONOLULU, HI 96818
17.  Antonio Lovett 2314 A Apollo Ave Honolulu, HI 96818
18.  Cornelia Mitchell Cornelia Mitchell 831 Hammerberg St, Honolulu 96818
19.  Elaine Ossago 94162 Hira St, Waipahu, HI 96797
20.  98-1214 NEKI ST, AIEA 96701

Please return this petition with the signature you have collected to :

Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

Name	Address
1. Jennifer Viggiani	1100 Honu Loop, Aiea HI 96701
2. Victoria Viggiani	1100 Honu Loop, Aiea HI 96701
3. Danielle Viggiani	1100 Honu Loop, Aiea HI 96701
4. Brenda Sparks	1106 Honu Lp. Aiea HI 96701
5. Mureen Brown	Box 141 Milton, IA 47357
6. Angela DellaSala	2445 Kula Kolea Dr. Hon 96819
7. Stefanie Tateishi	P.O. Box 3042 Honolulu, HI 96802
8. Kelly Ann Nakamoto	45-327 Kaneka St Kaneohe, HI 96744
9. Robyn Wedge Smith	98-1178 Iliwa St. Aiea HI 96701
10. Jenny Bowling	1031 # 101 Ala Napunani Honolulu 96818
11. Lynn Hashino	5390 Opihi St. Hon. HI 96811
12. Fisha Taylor	1625-B Funsten Loop Hon, HI 96819
13. Janelle Oshiri	P.O. Box 1606 Aiea, HI 96701
14. Cory Chagani	91-1200 Keolu Dr. 96706
15. Luke Viggiani	1100 Honu Loop Aiea HI 96701
16. <del>Ronald Viggiani</del>	<del>1100 Honu Loop Aiea HI 96701</del>
17. Oasan Sparks	1106 Honu Loop Aiea HI 96701
18. <del>Kurt B. [unclear]</del>	<del>1136 Honu Loop Aiea HI 96701</del>
19. <del>Tom [unclear]</del>	<del>1136 Honu Loop Aiea HI 96701</del>
20. KELSEY DRUGGAN	1136 Honu Loop Aiea HI 96701

Please return this petition with the signature you have collected to :

Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

ind1

Name	Address
1. Darlene Miller	5173 NIMITZ Rd Honolulu HI 96818
2. Randy Bean	5123 NIMITZ Rd Honolulu HI 96818
3. Lacy Mzey	1976 O'Callahan St. Honolulu HI 96818
4. Austin Adams	} 1972 O'Callahan St. Hon. HI 96818
5. Luke Adams	
6. Connor Adams	
7. Nora Adams	
8. Eusebia Magadia	} x
9. Jan Dun	
10. Andi Mobry	1039 MILLANEI Honolulu HI 96818
11. WICK ZABORSKI	1980 O'CALLAHAN ST. HONOLULU HI 96818
12. CAMERON COX	732 Murray Drive
13. Robert Byr	10835 Wescott Lake Rd.
14. Rose Ann Van Drisse	
15. Brian Brown	4167 S. Pennsylvania Ave. ST Francis, WI 53235
16. Rose Ann Van Drisse	10835 Wescott Lake Road, Pound, WI 54161
17. Donald Van Drisse	
18. Trudy Tetzlaff	415 Mill Street Apt 20 Spring, WI 54174
19. Roy Warren	1209 Cove Place Tavares, FL 32778
20. Faye Warren	1209 Cove Place Tavares, FL 32778

Please return this petition with the signature you have collected to : 32778  
 Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

Name

Address

1. Andrea Harris / *Kim Pettis* 5173 Nimitz Rd. Honolulu, HI 96818
2. Hattie Nemmers / Hattie Nemmers 5173 Nimitz Rd Honolulu, HI 96818
3. Laura A Bruner / Laura Bruner 3029 Moore Dr. Honolulu, HI 96818
4. Judy Durand / 4929 Kioia Ct. Honolulu, HI 96818
5. Melanie Lui Pearl Harbor Kai Elem.  
1 C. Ave. Honolulu, HI 96818
6. Whittany Clubb Don't know
7. Andrew Donovan 51 Bretis place
8. Tara Hathaway Pearl Harbor Kai  
1 Ave C Hon., HI 96818
9. SANDRA KEKAIUNA 91-1002 ULAUKU ST  
KAPOLEI, HI 96707
10. ANTHONY ZYCHAL 1974 O'CALLAHAN ST. HONOLULU HI 96818
11. Anthony Mabry 1976 O'CALLAHAN ST HONOLULU HI 96818
12. Kayle Mabry 1976 O'CALLAHAN ST HONOLULU HI 96818
13. Tracy Mabry 1976 O'CALLAHAN ST HONOLULU 96818
14. Andi Mabry " ↓ "
15. Livia Brown 4167 S. Pennsylvania Ave.
16. Tim Axline ST Francis, WI 53235
17. Stacey Axline → 610 Masefield Circle  
Virginia Beach, VA 2348
18. Jason Fischer 73-1086 Loloa Drive  
Kailua-Kona, HI 96740
19. Ruth Fra Lick 504 Ridge Place Taravere, FL  
32778
20. Helen Parlesich 11816 Bluemound Rd. Apt 1

Please return this petition with the signature you have collected to: Wauwata OSA,  
Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

WI  
5 3226



Name

Address

1. Pamela Seely 47-866 Kam Hwy Kaneohe 96744

2. Karl P. Perry 47-425 Waihee Rd. 96744

3. Antonio G. Green 47-866 Kamehameha Hwy 96744

4. Maymie Jones P.O. Box 1206 Kaneohe HI 96744

5. Michael A. Turner 3730 Old Pali Rd Hono HI 96734

6. Ricky Hernandez 47-866 Kam Hwy Kaneohe 96744

7. Karl P. Perry 47-425 Waihee Road 96744

8. K. Makana Perry 47-425 Waihee 96744

9. Ganelani Perry " " "

10. ~~Michael A. Turner~~ P.O. Box 872

11. Anna Moulton P.O. Box 4236 Kaneohe

12. ~~William Green~~ ~~Michael A. Turner~~

13. Richard Sanchez 350 Summer St Honolulu

14. Raeanne Hernandez 47-866 Kamehameha Hwy

15. Jammy Lynn Miller P.O. Box 104 Kurtistown 96744  
96760 8

17

18

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Please return this petition with the signature you have collected to :  
Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

Name

Address

- 78 Samantha Ciardiello 2225 WAIKAKE COURT PC, HI
- 79 Stormy Cole 4076 Enger St. Honolulu, HI 9681
- 80 ~~name~~ 96-216 Waiawa Rd. #76 Pearl City
- 81 Olivia Hoyle 2118 Waipuilani Ct PC HI 96782
- 82 Dorothy Brown 5106 Ashley Avenue, Pearl City HI 96782
- 83 Melinda 91548 Polakapiti Pl. Eng, HI. 96706
- 84 Lynn Boyer 1221 Robinson Ave, Pearl City HI 96782
- 85 ~~name~~ 6958 Waiawan Ct Pearl City HI 967
- 86 Kiyoko Henley 4307 Lanakila Ave Pearl City HI 96782
- 87 Bridget Flami'o 193 Austin Ct Pearl City HI 96782
- 88 Elicia Porrasa 1809 Palm Ave. Pearl City, HI 96782
- 89 Suzel Carbelh 2225 WAIKAKE COURT PC, HI
- 90 Sydney Ciardiello 2225 Waikake Ct. PC. Hawaii
- 91 Mark Ciardiello 2225 Waikake Ct. PC, Hawaii
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Please return this petition with the signature you have collected to :  
 Girl Scout Troop 401, c/o Teri Skillman, Troop Leader, 1720 Perry St, Honolulu, HI 96819

March 18, 2008

To Whom It May Concern:

As citizens of Hawaii, living on an island isolated farthest removed from any other body of land in the world, the ocean is an integral part of every facet of the lives of the people of Hawaii. We urge the Governor to acknowledge our request to proclaim June 8<sup>th</sup> of every year as World Ocean Day.

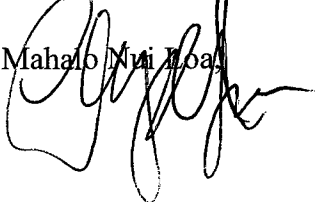
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Mahalo Nui Loa



Clyde Ishii

March 18, 2008

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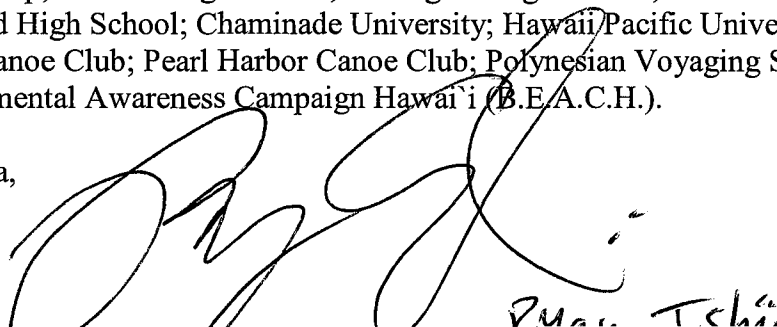
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Mahalo Nui Loa,



Duan Taha

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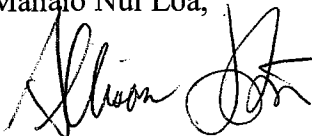
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Mahalo Nui Loa,

Joy Silver

Haleiwa HI

808 294 0605

March 18, 2008

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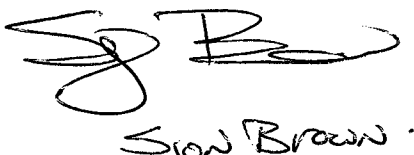
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Mahalo Nui Loa,



Simon Brown



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March 18, 2008

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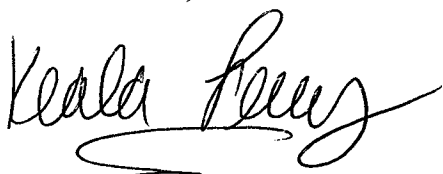
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A handwritten signature in black ink, appearing to read "Keala Peery". The signature is written in a cursive, flowing style with a long horizontal flourish at the bottom.

March 18, 2008

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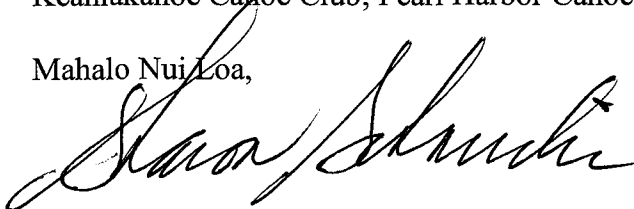
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Mahalo Nui Loa,



March 18, 2008

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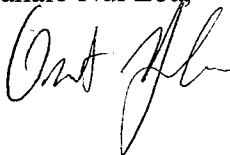
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March 18, 2008

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Mahalo Nui Loa,

A handwritten signature in black ink, appearing to read "Kelly Bales". The signature is written in a cursive style with a large, stylized initial "K".

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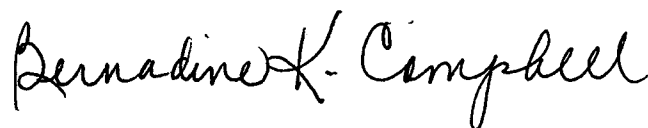
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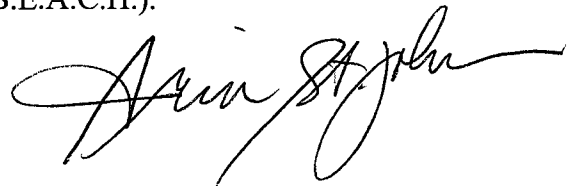
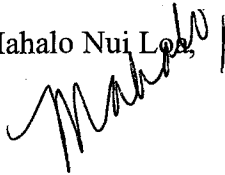
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Mahalo Nui Loa,

A handwritten signature in black ink, appearing to be a stylized name, possibly "L. L. L.", written in a cursive script.

March 18, 2008

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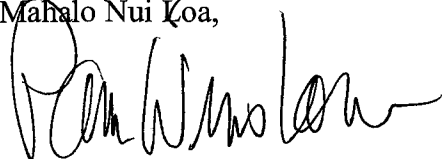
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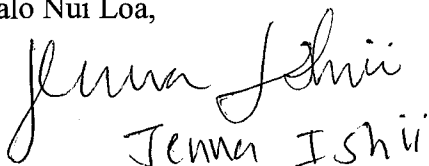
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Mahalo Nui Loa,

  
Jenna Ishii

**TESTIMONY**  
**SCR 77 & SR 42**  
**(END)**



**TESTIMONY**  
**SCR 95 & SR 55**

March 20, 2008

Members of the Senate Committee on Water and Land

I write in support of SCR95 and SR55 requesting a study on establishing a Hawaii State Geological Survey. Given the strong relation between our state's economy and our state's environment, it is incredible that we are the only state in the nation without a geological survey. The State of Hawaii would benefit from a centralized scientific office to provide expertise, conduct research, and map the states resources and natural hazards. Presently these functions are spread among many agencies causing low efficiency and effectiveness.

A Geological Survey is a state government agency whose mission is to protect life and property from natural hazards, to promote responsible development of mineral, water, and energy resources, and to provide geologic advice and information for decision-making by the state's government agencies. By providing sound information and knowledge, a Geological Survey contributes to economic growth and improvement in the quality of life for the state's citizens.

One of the principle tasks of a Geological Survey is to simply provide a wide variety of geological maps of the state. Beyond that, a Geological Survey can be fashioned into whatever form necessary to suit the needs of the state. Hawaii's natural setting presents unique and difficult issues, including earthquake hazards, landslides and rock falls, tsunami hazards, coastal erosion, floods, and a limited water supply.

The founding of the Hawaii State Geological Survey is long overdue; lets create one that suits our needs.

A handwritten signature in black ink, appearing to read "Robert A. Dunn". The signature is fluid and cursive, with a long, sweeping underline.

Dr. Robert A. Dunn  
University of Hawaii, Manoa

Ken H. Takayama  
Acting Director

Research (808) 587-0666  
Revisor (808) 587-0670  
Fax (808) 587-0681



LEGISLATIVE REFERENCE BUREAU  
State of Hawaii  
State Capitol  
Honolulu, Hawaii 96813

## **COMMENTS ON SCR95 / SR55**

### **REQUESTING A STUDY ON ESTABLISHING A HAWAII STATE GEOLOGICAL SURVEY**

Testimony by the Legislative Reference Bureau  
Ken H. Takayama, Acting Director  
or Charlotte A. Carter-Yamauchi, Assistant Director for Research

Presented to the Senate Committee on Water and Land

Monday, March 24, 2008, 2:45 p.m.  
Conference Room 414

Chair Hee and Members of the Committee:

Thank you for this opportunity to testify on S.C.R. No. 95 and S.R. No. 55. The Bureau takes no position for or against this measure but offers the following comments.

The resolution directs the Bureau to study the establishment of a Hawaii State Geological Survey.

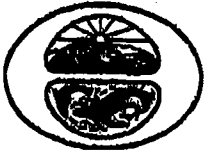
As presently drafted, the scope of the study requested in this measure appears to be manageable.

Accordingly, if this measure is to pass, we request that it not be modified in any way, as attempts to "clarify" a measure may have the unintended effect of broadening the scope of a requested study in a way that makes it unmanageable.

Thank you very much for this opportunity to testify.

**TESTIMONY**  
**SCR 95 & SR 55**  
**(END)**

**TESTIMONY**  
**SCR 16 & SR 10**



# Conservation Council for Hawai'i

Testimony Submitted to the Senate Committee on Water and Land

Hearing: Monday, March 24, 2008  
2:45 pm  
Room 414

Support for SCR 16 and SR 10

Aloha. The Conservation Council for Hawai'i supports SCR 16 and SR 10, requesting the department of land and natural resources to prepare a plan to reduce the statewide feral pig population. Feral pigs are a major threat to endangered Hawaiian plants and animals, watersheds, farms, orchards, gardens, and humans and their pets.

The entire game management paradigm needs to be changed. The DLNR should begin managing game mammals in a responsible manner by beginning to fence pigs and other introduced invasive game mammals in appropriate game management areas, while we continue to fence them out. These animals are allowed to roam freely everywhere unless they are fenced out. Feral pigs have been a problem for decades, but it is only in the last few years that residents of urban O'ahu have begun to express their concerns that leaders are starting to take notice.

We support compensating hunters who help residents remove pigs from their properties. A few weeks ago, a hunter removed eight pigs from my property in 'Āhuimanu in four days. The animals are out of control. DLNR will never change its game management program unless you force them to. Please do something.

Mahalo nui loa for the opportunity to testify.

Sincerely,

*Marjorie Ziegler*  
Marjorie Ziegler



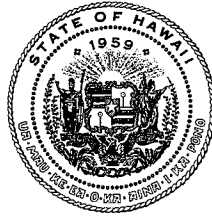
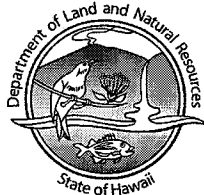
**Working Today for the Nature of Tomorrow!**

Telephone/Fax 808.593.0255 • email: [info@conservehi.org](mailto:info@conservehi.org) • web: [www@conservehi.org](http://www@conservehi.org)  
P.O. Box 2923 • Honolulu, HI 96802 • Office: 250 Ward Ave., Suite 212 • Honolulu, HI 96814

**Hawai'i Affiliate of the National Wildlife Federation**

President: *Julie Lelelaha* • Vice-President: *Nelson Ho* • Secretary/Treasurer: *Kim Ramas* • Directors: *Fred Kraus, Ph.D.* • *Douglas Lamerson,*  
*George Robertson* • *Claire Shimabukuro* • *Helene Takemoto* • *Mashuri Waite* • Executive Director: *Marjorie Ziegler*

LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

LAURA H. THIELEN  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI  
FIRST DEPUTY

KEN C. KAWAHARA  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**TESTIMONY OF THE CHAIRPERSON  
OF THE BOARD OF LAND AND NATURAL RESOURCES**

**on Senate Concurrent Resolution 16 and Senate Resolution 10 – REQUESTING THE  
DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A PLAN TO  
REDUCE THE STATEWIDE FERAL PIG POPULATION**

**BEFORE THE SENATE COMMITTEE ON  
WATER AND LAND**

**March 24, 2008**

Senate Concurrent Resolution 16 and Senate Resolution 10 requests the Department of Land and Natural Resources (Department) to prepare a plan or to amend an existing plan to identify areas where feral pigs are a problem and reduce the feral pig population. The Department does not support these resolutions because they needlessly duplicate actions that are already in progress, or plans that have been or are being developed. As an alternative to these resolutions, the Department respectfully requests the Legislature to consider House Bill 2956 (RELATING TO HUNTING), which amends the powers and duties of the Department under Section 183D-2, Hawaii Revised Statutes, to give the Board of Land and Natural Resources the flexibility to set size and bag limits, hunting days, open and closed seasons, hunting gear to be used, and special conditions for hunting without going through the rulemaking process.

Many of the solutions proposed in these resolutions request changes in hunting regulations and areas which the Department no longer has the flexibility to make except through a lengthy administrative rule amendment, or to implement contracts with private hunters or bounties for control of pigs which are of questionable effectiveness and administratively difficult and would require considerable additional resources which are not provided.

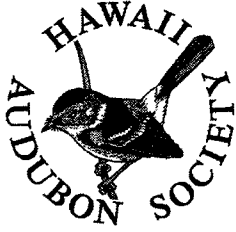
These resolutions appear to be addressing a problem of feral pigs in the Honolulu urban area. The Department working with Oahu Legislators and the Manoa-Tantalus community did implement a successful pig control program that reduced the number of complaints in this area.

The Department has worked on feral animal control issues a number of times and prepared reports. The most recent effort was in 2006 and 2007 when it convened a working group that included participants from the Hawaii Humane Society, the hunting community, the conservation community, land owners, state and federal agencies, and university researchers, and produced Technical Report No. 07-01, *Review and Methods and Approach for Control of Non-native Ungulates in Hawaii*. March 1, 2007. Likewise, the Department is currently working with the

hunting community to develop a game management plan on the Big Island, and based on that model, will expand to other islands as resources permit.

These resolutions request greater assistance for private hunters that participate in feral pig control efforts. The Department notes that it currently works with the Oahu Pig Hunters Association and other hunt clubs across the state to control feral pigs.





*For the Protection of Hawaii's Native Wildlife*

## **HAWAII AUDUBON SOCIETY**

850 Richards Street, Suite 505, Honolulu, HI 96813-4709

Phone/Fax: (808) 528-1432; hiaudsoc@pixi.com

www.hawaiiudubon.com

**EMAIL:** [testimony@capitol.hawaii.gov](mailto:testimony@capitol.hawaii.gov)

**TO: Committee on Water and Land**  
**Senator Clayton Hee, Chair & Senator Russell Kokubun, Vice Chair**

**HEARING: Monday, March 24, 2008; 2:45 P.M., Conference Rm. 414**

**Re: SCR16 / SR10, Feral Pig Population Reduction**

### **TESTIMONY IN SUPPORT WITH AMENDMENT**

Chair Hee and Vice Chair Kokubun, and members of the Committee on Land and Water. On behalf of the Hawai'i Audubon Society I offer this written testimony in support of resolutions SCR16 & SR10 which request the Department of Land and Natural Resources to develop a plan to reduce feral pig populations statewide.

The Hawai'i Audubon Society was founded in 1939, and is Hawai'i's oldest conservation group, with over 1,500 dedicated members statewide. The Society's primary mission is the protection of Hawai'i's native birds, wildlife and habitats, and restoration of native ecosystems and conservation of natural resources through education, science and advocacy in Hawai'i and the Pacific.

It is without contradiction that feral pigs are one of the most destructive animals in the State of Hawai'i. They continue to be a serious threat to our native bird habitats and our native rain forest. Feral pigs are a major factor in rain forest degradation because they destroy native understory, which provides space of invasive species, creates massive erosion of soil and organic matter, and damages tree composition and root systems.

Having read these resolutions in their entirety, the society would propose amending these resolutions slightly to fine-tune their overall impact. We therefore offer the following amendment, changing the resolve on page 2, lines 39 to 42 to read as follows **"BE IT FURTHER**

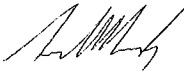
**RESLOVED that the Department of Land and Natural Resources is requested to confer with the Hawaiian Humane and hunting organizations as well as conservation organizations with experience in mitigating feral pig impact when preparing the plan; and”**

New language underlined.

We believe that those conservation groups that have been working on critical habitat restoration over the years as a result of feral pig infestations should be consulted as they have both the expertise and insights as to the extent of the feral pig problem statewide.

Thank you for the opportunity to submit testimony here today.

Sincerely,

A handwritten signature in black ink, appearing to read "G. Massengale", written in a cursive style.

George Massengale, JD  
Legislative Analyst

**TESTIMONY**  
**SCR 16 & SR 10**  
**(END)**

**TESTIMONY**  
**SCR 210 & SR 124**

**testimony**

---

**From:** Kawehi Yim [kyim@hawaiianhumane.org]  
**Sent:** Friday, March 21, 2008 3:37 PM  
**To:** testimony  
**Subject:** SCR 210 – WTL Committee Hearing -- 3/24/08

**FROM:** Kawehi Yim, Community Relations Director  
Hawaiian Humane Society

**SUBJECT:** SCR 210 – Requesting the Legislature to Review the action of the Board of DLNR  
Testimony in support of SCR210

**COMMITTEE:** Senate Water & Land Committee

**HEARING DATE:** March 24, 2008, 2:45 p.m.

---

**Dear Senator Hee and Members of the Committee,**

**The Hawaiian Humane Society supports SCR 210, requesting the legislature to review the action of the Board of Land and Natural Resources relating to a land exchange, and encourages this legislative body to approve this resolution.**

**Respectfully submitted,**

**Kawehi Yim**

Kawehi Yim  
Community Relations Director  
Hawaiian Humane Society  
2700 Waiialae Avenue  
Honolulu, HI 96826  
Phone: 808.356.2212  
Cell: 808.358.1960  
Fax: 808.955.6034

[kyim@hawaiianhumane.org](mailto:kyim@hawaiianhumane.org)

[www.hawaiianhumane.org](http://www.hawaiianhumane.org)

 *Please consider the environment before printing this e-mail*

><(((°>.....><(((°>

**TESTIMONY**  
**SCR 210 & SR 124**  
**(END)**