

STAND. COM. REP. NO.

1540

Honolulu, Hawaii

APR 29 2009

RE: H.C.R. No. 251

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Madam:

Your Committee on Water, Land, Agriculture, and Hawaiian Affairs, to which was referred H.C.R. No. 251 entitled:

"HOUSE CONCURRENT RESOLUTION URGING DEPARTMENT OF LAND AND NATURAL RESOURCES, DIVISION OF AQUATIC RESOURCES, TO CONSULT AND CONFER WITH LICENSED SPECIALIZED FISHING PRACTITIONERS PRIOR TO IMPLEMENTING REVISED OR NEW REGULATIONS AFFECTING THESE STYLES OF NEAR-SHORE COMMERCIAL FISHING AND TO SEEK ADVICE FROM AND WORK COLLABORATIVELY WITH THEM ON ANY AND ALL FUTURE REGULATIONS RELATING TO COMMERCIAL FISHING,"

begs leave to report as follows:

The purpose of this measure is to urge the Department of Land and Natural Resources, Division of Aquatic Resources, to consult and confer with licensed specialized fishing practitioners prior to implementing revised or new regulations affecting styles of nearshore commercial fishing and to seek advice from and work collaboratively with them on any and all future regulations relating to commercial fishing.

Testimony in support of this measure was submitted by one organization and one public citizen. Testimony in opposition was submitted by one state agency. Written testimony presented to your Committee may be reviewed on the Legislature's website.

The residents of Hawaii rely upon the ocean for sustenance, health, and cultural practices. Specialized cultural practitioners with intrinsic and learned knowledge passed down through numerous techniques of fishing, including surround bag or gill net fishing, fish trapping, and aqua lung and free dive spear



fishing, continue to demonstrate responsible use of and caring for the bounties of the ocean by studying, nurturing, cultivating, and managing these resources on a daily basis for perpetual use. Your Committee finds that these cultural practitioners are a consistent source of data to record, interpret and analyze, and use as the best-available science in determining the condition of Hawaii's ocean resources. Cultural practitioners are experts of their trade and providers to our communities, and depend on fair management of ocean resources for their livelihood and perpetuation, thus they should be consulted when adopting new fishing rules.

As affirmed by the record of votes of the members of your Committee on Water, Land, Agriculture, and Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 251, and recommends its adoption.

Respectfully submitted on  
behalf of the members of the  
Committee on Water, Land,  
Agriculture, and Hawaiian  
Affairs,



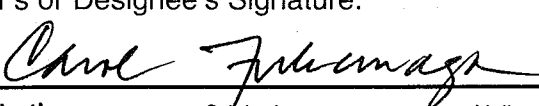
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CLAYTON HEE, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Water, Land, Agriculture and Hawaiian Affairs**  
**WTL**

Bill / Resolution No.:*	Committee Referral:	Date:		
HCR 251	WTL	4/27/09		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	✓			
TOKUDA, Jill N. (VC)				✓
BUNDA, Robert	✓			
FUKUNAGA, Carol	✓			
KOKUBUN, Russell S.				✓
TAKAMINE, Dwight Y.				✓
HEMMINGS, Fred	✓			
<b>TOTAL</b>	4	0	0	3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

\*Only one measure per Record of Votes