

STAND. COM. REP. NO. 870-10

Honolulu, Hawaii
March 19, 2010

RE: S.B. No. 2409
H.D. 2

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred S.B. No. 2409, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MARINE LIFE CONSERVATION DISTRICTS,"

begs leave to report as follows:

The purpose of this bill is to give those who hold permits to take marine life or engage in prohibited activities in Marine Life Conservation Districts (MLCD) sufficient notice of any changes to permit conditions by requiring the Department of Land and Natural Resources (DLNR) to provide 90 calendar days written notice of any such changes, when possible.

The Ocean Tourism Coalition testified in support of this bill. DLNR opposed this measure.

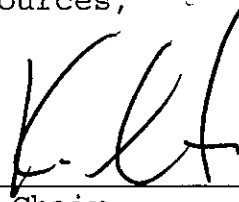
In its committee report, the Committee on Economic Revitalization, Business, & Military Affairs, the previous committee by which this bill was heard, requested your Committee to consider alternatives to the use of the phrase "if at all possible," in an effort to provide exceptions for DLNR to the 90-day notice requirement. Upon further consideration, your Committee has amended this bill by clarifying that the situations under which DLNR must provide the 90-day notice does not include permit conditions or situations that require immediate modification or imposition of new conditions to protect or preserve the MLCD, as determined by DLNR.

SB2409 HD2 HSCR WLO HMS 2010-2758



As affirmed by the record of votes of the members of your Committee on Water, Land, & Ocean Resources that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2409, H.D. 1, as amended herein, and recommends that it be referred to the Committee on Judiciary in the form attached hereto as S.B. No. 2409, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Water, Land, &
Ocean Resources,



KEN ITO, Chair



