

STAND. COM. REP. NO. 1262

Honolulu, Hawaii

Month 27, 2009

RE: S.B. No. 378  
S.D. 1  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Sir:

Your Committee on Water, Land, & Ocean Resources, to which was referred S.B. No. 378, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO FISHING,"

begs leave to report as follows:

The purpose of this bill is to protect the state's precious marine resources by establishing fishing bag limits and size restrictions for uhu and goatfish on the island of Maui.

The Department of Land and Natural Resources (DLNR), The Nature Conservancy, Maui Tomorrow Foundation, Inc., the Hawaii Democratic Party, Project Tsunami, The Snorkel Bob Foundation, Green Divers Productions, and numerous concerned individuals supported this bill. Hawaii Nearshore Fishermen and several concerned individuals opposed this measure.

Your Committee has amended this bill by deleting its contents and replacing it with the contents of H.B. No. 1712, H.D. 2. As amended, this bill requires DLNR to:

- (1) Continue to hold public informational meetings to hear concerns and suggestions from the public regarding the taking and protection of uhu, weke/moana kali, and ulua/papio;

SB378 HD1 HSCR WLO HMS 2009-3310



- (2) Use and present all available data to support the basis for any rule proposed based on public input, and if no data is available, use all available means to gather the necessary data;
- (3) Develop a monitoring and evaluation program to determine the effects that runoff, sedimentation, pollution, lack or profusion of fresh water intrusion into the marine ecosystem, and the introduction of invasive species have on the ecosystem that affect the habitat and forage of uhu, weke/moana kali, and ulua/papio; and
- (4) Develop a monitoring and evaluation program to determine the outcomes to be achieved by the implementation of any proposed rule and estimate the timeframes through which the outcomes will be achieved.

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. 378, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 378, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

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

  
\_\_\_\_\_  
KEN ITO, Chair



