



LATE TESTIMONY

**STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS**

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February 10, 2011

The Honorable Jerry Chang, Chair
Committee on Water, Land, and
Ocean Resources
House of Representatives
State Capitol, Room 435
Honolulu, Hawaii 96813

Dear Chair Chang:

Subject: H.B. 262 Relating to Tort Liability

I am Kenneth G. Silva, Chair of the State Fire Council (SFC) and Fire Chief of the Honolulu Fire Department (HFD). The SFC and the HFD support H.B. 262, which proposes to delete the sunset provision for the liability exception for county lifeguards and damages caused by dangerous natural conditions when certain warning signs are posted.

Passage of H.B. 262 would make our beaches accessible and safer by allowing counties to continue posting lifeguards at state beach parks without the threat of costly litigation for conditions or events that are outside the county's control. Act 170 protects lifeguards from liability when they provide rescue, resuscitative, or other lifeguard services. We support removal of the sunset date to ensure benefits of the act can continue.

The benefits of the act were documented in the findings of the Report of the Task Force Established by Act 152 (Task Force Report), which was submitted during this Legislative Session. The task force concluded that various programs developed under Acts 82, 170, and 190 have been effective in increasing public safety. The procedures contained therein have been and continue to be implemented by the state. Where funding has been appropriated, counties have stationed lifeguards at certain state beach parks. The report further discusses the benefits of posting signage to the public and the lives saved as a result of posting county lifeguards at state beach parks. The state and counties adopted and installed a uniform signage design that complies with

The Honorable Jerry Chang, Chair
Page 2
February 10, 2011

the requirements of Act 82. Based upon its review of various county programs for the implementation of Acts 82 and 170, the task force recommended that the sunset dates of Acts 82 and 170 be repealed.

Task force members, except for the Consumer Lawyers of Hawaii representative, also recommended repealing the 2010 sunset date and codification of Act 170 as permanent law.

The SFC and the HFD urge your committee's support on the passage of H.B. 262.

Should you have any questions, please call SFC Administrator Socrates Bratakos at 723-7151.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth G. Silva". The signature is fluid and cursive, with the first name "Kenneth" being the most prominent part.

KENNETH G. SILVA
Chair

KGS/LR:cn

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 8:56 PM
To: WLOtestimony
Cc: qsix@live.com
Subject: Testimony for HB262 on 2/11/2011 9:00:00 AM
Attachments: HB 262 testimony.rtf

Testimony for WLO 2/11/2011 9:00:00 AM HB262

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Brad Quinto
Organization: Individual
Address:
Phone:
E-mail: qsix@live.com
Submitted on: 2/10/2011

Comments:

Aloha, I am writing this in support for continuing the protection for Lifeguards. I am currently a Ocean Safety Officer myself. We are on a daily basis ready to put ourselves on the line to protect everyone who chooses to use our coastlines. We do the best we can to do our jobs right and with pride. To continue this protection would be the correct choice.



Sierra Club Hawai'i Chapter

PO Box 2577, Honolulu, HI 96803

808.538.6616 hawaii.chapter@sierraclub.org

HOUSE COMMITTEE ON WATER, LAND, & OCEAN RESOURCES

February 11, 2011, 9:00 A.M.

(Testimony is 1 pages long)

TESTIMONY IN SUPPORT FOR HB 926 WITH PROPOSED AMENDMENTS

Aloha Chair Chang and Members of the Committees:

The Hawai'i Chapter of the Sierra Club supports the intent of HB 926, which would prohibit the inclusion of accreted lands in determining coastal shorelines. We suggest two amendments.

First, we suggest this measure be amended to apply to all counties (striking the language “, in any county with a population greater than five hundred thousand,”). The rationale underlying this bill is equally applicable to all counties and, quite frankly, some of the neighboring islands are experiencing greater rates of erosion/accretion the O`ahu.

Second, with respect to the effective date of determining when the accretion started, we suggest tying this measure to Haw. Rev. Stat. §501-33 (passed in 2003 as Act 73). In Act 73, this body declared that title to shoreline land naturally accreted cannot be registered by anyone except the State, and that only the State could quiet title to accreted lands. In order to fulfill the general related purpose of these two statutes, it would seem appropriate to link them with regard to measuring the accredited land.

Thank you for this opportunity to provide testimony.

LATE TESTIMONY

Regarding HB931
In Room 325 at 0900 on 11 February 2011
Committee on Water, Land & Ocean Resources

Chair Chang and Respected Members of the Committee

My name is Reg White. I am a tenant and resident of Ala Wai Small Boat Harbor. I am in complete agreement with the intent of this bill to get rid of derelict and non used vessels from our small boat harbors. The problem here is how do we make a perfect bill. Presently, just for openers, for me to operate my boat in a manner that complies with this process will cost me and at least three of my friends a half day's pay three additional times each year. You see, for my use of the boat to count, it has to be witnessed leaving the harbor and returning to the berth by harbor personnel. At present we do this once each year when we renew the berthing permit, and we all look at the cost to each of us as a part of the privilege to sail in Hawaii, but to add three more days per year to this is neither fair nor proper. We normally go sailing each Sunday and make an evening sail on many full moons each year, for a total of more than 50 trips out of the harbor and back each calendar year. Unfortunately the department is only open to witness our use of the boat from 0745 to 1600 Tu - Sat other than holidays and furlough days, so as far as they are concerned, I am a derelict vessel, they never see us go. Several of my neighbors work off island for six to nine months each year and then come home to their boats to go sailing everyday or on a multiple weeks long voyage to a far destination like Tahiti, Kiribati or Samoa each year. Neither are these underused or derelict boats but they do not fit into the description of allowable uses spelled out here in this proposed document and they would have their permits cancelled. Are

there unused and/or derelict boats in some of our harbors? Yes, there are, but I have no idea how you make the perfect rule here to get them and not punish some innocents along the way to do it. Frankly, more innocents than bad guys would be sent to the shredder here under this present proposal. I'm sorry that I cannot offer a suggested good fix to this ongoing problem.

Respectfully,

Reg White
1540 S. King St.
Honolulu, HI 96826-1919
808-222-9794
RawcoHI@cs.com

HOUSE COMMITTEE ON WATER, LAND AND OCEAN RESOURCES

Friday, February 11, 2011 9:00 am
State Capitol, Conference Room 325

In opposition of
HB 578
Relating to Shark Feeding

Aloha Chair Chang, Vice Chair Har and members of the Water, Land and Ocean Resources committee

I am Rose Martinez, member of the Filipino Chamber of Commerce of Hawaii, with a Master's Degree in Public Health major in Environmental and Occupational Health, so I can fairly claim that I am a proponent of both small business and healthy environment and safe working conditions.

Thank you for giving me the opportunity to speak in support of small business and shark tours. In today's economic financial crisis small business is the backbone of Hawaii. Shark tours employ over 13 people excluding other businesses that work side by side with shark tours such as transportation companies, tour agents and many more. It would be safe to say that every tour that occurs in the state of Hawaii boosts the economy by bringing jobs, increases GE tax collections and ultimately brings food to many Hawaii families.

Shark tours not only bring in jobs but also are great contributors to the community through their donations to the community and community service projects.

I support small business 100% however if any business puts public safety in jeopardy then safety always comes first. Therefore, I ask the committee and the public to listen to all testimonies and intellectually determine their merits based on facts not on hearsays or anecdotes. There are suggestive questions I would ask the committee in recommendation for a logical determination leading to a reasonable decision.

1. Whether submitted testimonies are factual based on scientific studies.
2. Reports, observations and analyses were provided for by designated qualified professionals such as lifeguards, public safety officials etc and are documented officially and accordingly.
3. Are shark tour operators adeptly in compliance with public safety guidelines with due diligence?

I humbly ask this committee to logically decide based upon these inquiries stated above. As an environmentalist, I fully understand the necessity to preserve and protect our environment and the people. With sincerity I commend the introducers of this bill with the intent to first and foremost promulgate public safety. However, without the proven factual scientific basis otherwise; enactment of such bill that will hurt small business and many families in Hawaii will not benefit the community at large. The nature of this type of business inherently makes it codependent with the safety measures and practices in safeguarding the environment for its successful operation. Therefore, it is paramount that shark tour operations should not compromise public safety. To reiterate, public safety comes first above all other things with my conclusive clause of a saying "if it is not broken don't fix it".

Thank you for the opportunity to testify.



An Affiliate of
The Chamber of Commerce of Hawaii

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E-mail: info@GoNorthShore.org
Website: www.GoNorthShore.org

LATE TESTIMONY

BOARD OF DIRECTORS

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(YMCA Camp Erdman)

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(Xcel Wetsuits)

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Vice Chair for Legal Affairs
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Michael Moon
Fundraising Committee
(Dole Plantation)

John E. Moore
(Strong Current &
Grass Skirt Grill)

Will Schoettle
Disaster Preparedness Committee
(Haleiwa Town Center)

November 24, 2009

Ms. Stefanie Brendl
Hawaii Shark Encounters
PO Box 400
Haleiwa, HI 96712

Mr. Joe Pavsek
North Shore Shark Adventures
61-724 Papailoa Road
Haleiwa, Hi 96712

RE: Letter in Support of North Shore Ecotourism/Shark Tour Operations


Dear Stefanie and Joe:

A big Mahalo to Stefanie who gave a great presentation at our November Board of Directors meeting. She represented both businesses extremely well. We appreciate all the community service you folks do in addition to running your businesses, creating local jobs that support quite a few families, contributing to our local economy, and assisting with shark research. The North Shore Chamber of Commerce fully supports both your businesses and we really appreciate the positive impact your businesses have on our community.

We invite you to join our newly formed Ocean Recreation Committee ("ORC"). The ORC will address issues related to use of near-shore, ocean recreational activities including surf contests and rules, shark tours, stand-up paddling, etc. to help members positively interface with the community, help shape regulation before it is written, and address issues that arise from these activities. Experience gained by other North Shore Chamber members who face similar issues could be helpful to your businesses; for example, the surf contest industry. We encourage your participation in this committee to develop rules for shark tours for the long term.

Will Schoettle or I will follow-up with you to see if you would like to participate on the committee.

Mahalo,


Antya Miller, Executive Director

Cc: Council Members Donovan Dela Cruz and Charles Djou
Senator Robert Bunda
Representative Michael Magaoay
Representative Gene Ward
Harbormaster Paul Sensano

STAFF

Antya Miller
Executive Director

"We exist to promote, maintain and encourage the historic, cultural, civic and economic welfare of the North Shore District through resource education, conservation, and other related activities."

September 22, 2009

Councilmember Charles K. Djou

530 S. King St. #202

Honolulu, Hawaii 96813

Aloha Councilmember Djou,

My name is Michael Lyons, I am a resident of Haleiwa and I am writing in support of North Shore Adventure Shark Tours. In our community I am a member of the North Shore Chamber of Commerce, I have served on the board to our church, I am a business owner and partner, and I am currently in my 4th term as the North Shore Neighborhood Board Chair. I am writing as resident of the North Shore and not representing the Neighborhood Board. I am also a retired Honolulu Police Sergeant of nearly 34 years.

We have had meetings with the Neighborhood Board televised, with up to 300 people regarding the shark tours.

Having the pulse of our community, I would like to share some facts. North Shore Adventure Shark Tours employs approximately 18 people who directly support families of well over 70 people. They employ a diversity of our community. They employ a "full time employee" that addresses graffiti in our community. They have donated large sums to our local schools which has partially resulted the inception of a Marine Biology class which has grown tremendously. This class has also published a book as a result of North Shore Shark Adventure Tours.

Tourists, who come to enjoy the tour before and after visiting our community, spend their money at our restaurants and shops. They are an important part of our economy of our North Shore. On my own I went out on the tour and witness fishermen surrounding the tour fishing for Opelu.

I invite you to tour our beautiful town and enjoy the feeling of what we offer, including the North Shore Adventure Tour. Per the State Visitor Tourist Bureau and their study nearly 52% of all tourists coming to our State come to the North Shore and enjoy what we offer.

The University of Hawaii and federal government have independently studied and participated in evaluating our shark tours. These results are positive.

I thank you for this time and for past help with my partner, Theodore DeWerd and myself, IBG Inc., Royal Purple, Bio Magic.

I feel this business is a positive element and viable to our community. I encourage you to call me to discuss this further at 808-722-8320. I look forward to our conversation to share the North Shore's viewpoint in this subject.

Aloha,


Michael Lyons

808-722-8320



JOSEPH PAVSEK <sharktours@gmail.com>

Bill 67 - Relating to Shark Tours

1 message

Thu, Oct 8, 2009 at 8:43 AM

Djou, Charles <cdjou@honolulu.gov>

To: stephanie@hawaiiisharkencounters.com, sharktours@gmail.com

Stephanie and Joe,

Mahalo for coming to the Honolulu City Council yesterday, though I am certain you probably would have much preferred to be running your businesses rather than come to City Hall. I wanted to share a few things with both of you.

1. I want to assure you that Bill 67 is now dead at the Honolulu City Council. Although the measure was deferred and could technically be resurrected at some later date by the committee chair, I am the committee chairman and want to let you know that I will not bring this bill back up again for consideration before the Council.
2. It was my hope to pass out Bill 67, CD1, which would have banned expansion of any new shark tour operations, but grandfathered your businesses. I think my grandfather option would have settled the issue once and for all. My colleagues on the Council, however, opted to instead to look at a jurisdictional concern and punt this matter to the State. (This was what the discussion in private session centered around.) Consequently, while this matter is dead before the City government, I believe it will come back before the State Legislature in January.
3. As this matter will likely come back for discussion again at the Legislature, I want to encourage both of you to consider probing further the oceanographic differences between the North and South Shores of Oahu. If the Legislature considers banning shark tours, I think it will give the Legislature greater comfort to exempt both of you on the North Shore if you can clearly establish that there is a legitimate reason to distinguish the North from the South Shore. This is why most of my questions in committee yesterday tried to flesh out these oceanographic differences.

Best wishes with your businesses – entrepreneurs are the real champions of our local community. Aloha.

Charles K. Djou
Councilmember, District IV (Waikiki, East Honolulu)
Honolulu City Council
530 South King Street, Suite 202
Honolulu, Hawaii 96813
Phone: (808) 768-5004
Fax: (808) 550-6689
Email: cdjou@honolulu.gov
Web: www.honolulu.gov/council/d4

He says the government can't get Medicare right, despite repeated surveys which show seniors give high grades to their Medicare. He cites the low reimbursement rates for Medicare and Medicaid, failing to note that the Democratic health reform proposals increase the reimbursement rates for Medicare, after years of starving by the Republican-controlled Congresses (while beefing up heavily government-subsidized Medicare Advantage plans run by private companies).

Insurance executive Felix was allowed to get away with bamboozlement in his interview.

*Meg McGowan
Honolulu*

SHARK TOURS

STUDY SHOWS NO INCREASED RISK

I am obliged to respond to Greg Knudsen's inaccurate characterization of our research paper concerning North Shore shark tours. Three points: 1) The paper was not based solely on data from tour operators. 2) The operators' information was provided prior to the recent turmoil; there was no incentive for false reporting. 3) The paper was only published after review by independent experts. Soon-to-be-published results of shark tracking research show that sharks found at the tour sites don't come close to shore.

Several elected officials such as Mr. Knudsen took public positions on this topic before they had sufficient objective information or after listening to "instant experts." Apparently, ego now prevents them from changing their minds even though the scientific facts do not support their opinions. Objective data indicate that the tours do not cause increased risk to humans and do not significantly impact the biology of sharks. The tours do provide local employment and they probably increase the general public's appreciation of marine life and how worthy these resources are of our respect and protection.

*Kim Holland, Ph.D.
Researcher, Hawai'i Institute of Marine Biology*

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manini wrote:

HAWAII SHARK TOUR REPORT

John Naughton

February 2007

I've been working with sharks throughout the tropical Pacific, Caribbean, and Indian Oceans since the late 1960's when I was a graduate student at the University of Hawaii. While in graduate school I participated in the U. of Hawaii Cooperative Shark Research and Control Program, where we systematically fished for, and conducted research on sharks throughout the Hawaiian Islands. I've continued to conduct shark studies and work on shark management issues as part of my present duties as a fishery biologist with NOAA Fisheries Service, including participation on the State of Hawaii Shark Task Force.

Because of my interest in coastal shark species, I've worked with Captain Joe Pavsek of North Shore Shark Adventures for a number of years. My primary interest has been the species of sharks sighted on the tours, their seasonal distribution off Haleiwa, and interaction with commercial and recreational fishermen in the area. I've had the opportunity to accompany the tours a number of times, and have been able to compare this operation with those I've observed in other areas of the world, including Honduras, Mexico, Belize, and Cozumel in the Caribbean, and Rangiroa, Raiatea, Bora Bora, Moorea, Australia, and Palau in the Pacific.

As far as safety, impacts on the environment, and impacts on the sharks and other marine biota, the Hawaii shark tours greatly surpass those in other areas of the world. The following summarizes these positive aspects of the Hawaii shark tour operations:

1. The Hawaii shark tours are presently conducted at two locations over 3 miles offshore of Haleiwa, Oahu. These sites are in approximately 66 fathoms of water, well away from any recreational diving and surfing sites.
2. Hawaii shark tour participants are placed within well constructed, floating cages, which safely separates them from the sharks. The vast majority of tours in other areas involve free swimming with sharks, while dive guides often hand feed sharks, rays and other marine life. In addition, these tours often result in damage to coral reef habitat.
3. The vast majority of sharks attracted to the Hawaii shark tour operations are sandbar sharks (*Carcharhinus plumbeus*) and Galapagos sharks (*C. galapagensis*). These two shark species are not known to be particularly dangerous to man.
4. The present Hawaii shark tour dive area has been utilized for years by deep water commercial crab trap fishermen, who routinely discard old bait and by catch when hauling their gear. This fishing activity attracts sharks to the area, and the tour operators have taken advantage of an existing situation. Therefore, the small amount of palu (chum) introduced during the tours probably has little impact on the area.

5. The Hawaii shark tours have a strong educational component to their operation. This involves presentations by the vessel captain and guides on sharks and other marine life in the area, the importance of sharks to the coastal ecosystem, existing fishing operations in the area (opelu fishermen often fish close to the tour vessels during dives), and other related subjects.

6. The Hawaii shark tour operators are in the process of working with local researchers on two proposed shark research projects. One of these projects, to be conducted by scientists from Hawaii Institute of Marine Biology, will involve acoustic tagging and tracking of sharks from the tour operation sites. The tour operators are fully cooperating in the project by supplying vessel and personnel support. This important research project is in its initial stages and when completed, should answer many questions concerning long-term movement patterns of sharks in Hawaiian waters.

January 15, 2005

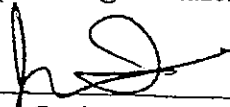
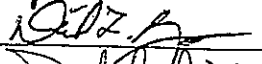
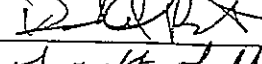
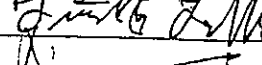

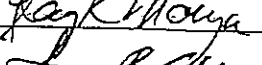
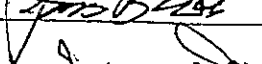

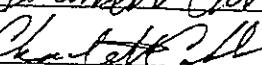
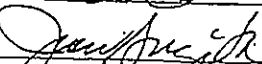
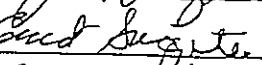
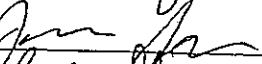





Dear Sir / Madam,

As a regular fisherman whose home port is Haleiwa, I can say with a high degree of certainty that there has been no increase in the number of sharks that we encounter in the near shore waters since the inception of North Shore Shark Adventures. Part of our daily course takes us directly through their operating area and we have had little or no interaction with sharks.

Furthermore, I can also attest to the fact that there has been no increase in the amount of sharks encountered by myself or my family and friends in any of the near shore areas I / we visit.

North Shore Shark Adventures is a valuable member of Haleiwa's business community providing a viable ecological experience to both Hawaii's residents and guests, not to mention contributing to the state's dramatic harbor budget shortfall.

To summarize I feel that North Shore Shark Adventures is operating safely with no negative impact on the ocean and its inhabitants. They are providing a valuable service to our community with education, employment and revenue.

Name	<u>Jesse Lavett</u>	Signature		Date	<u>1/15/04</u>	Occupation	<u>Captain</u>	PH#	<u>637-347</u>
Name	<u>DAVID BOGGMAN</u>	Signature		Date	<u>4/5</u>	Occupation	<u>Captain</u>	PH#	
Name	<u>DONALD ROSTA</u>	Signature		Date	<u>1/15</u>	Occupation	<u>FISHERMAN</u>		
Name	<u>Timothy Wraden</u>	Signature		Date	<u>3/6</u>	Occupation	<u>FISHERMAN</u>		
Name	<u>Loanani Toki</u>	Signature		Date	<u>5-19-05</u>	Occupation	<u>Captain</u>	PH#	<u>72112</u>
Name	<u>RAY MARY YAMU</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>Retired</u>		
Name	<u>James Ahe</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>FISHERMAN</u>		
Name	<u>JIM DAVIS</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>FISHERMAN</u>		
Name	<u>Brandon Chun</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>FISHERMAN</u>		
Name	<u>CHARWITE COOK</u>	Signature		Date	<u>5-19-05</u>	Occupation	<u>FISHERMAN</u>		
Name	<u>JEAN SUGITA</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>Retired</u>		
Name	<u>ERNEST SUGITO</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>Retired</u>		
Name	<u>Jim Yamu</u>	Signature		Date	<u>5/19</u>	Occupation	<u>BAK HIKIJI</u>		
Name	<u>LESTER SHIZOMA</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>Retired</u>		
Name	<u>Billy Smith</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>FISHERMAN</u>		
	<u>WAYNE TAKAYESU</u>	Signature		Date	<u>5/19/05</u>	Occupation	<u>FISHERMAN</u>		
	<u>Iolani A. Lewis</u>	Signature		Date	<u>5/20/05</u>	Occupation	<u>Captain</u>		

November 8, 2004

RE: North Shore Shark Adventures

To Whom It May Concern:

I have lived in Haleiwa for 54 years and have seen many changes, in particular tourism and the economy. This letter is to support the North Shore Shark Adventures. They have brought in tourists that have not only brought in money to this company but others in the Haleiwa area. These tourists might not have stopped in our town to shop, eat, etc. if they were not coming to the North Shore Shark Adventure. Tourists are also taught about sharks and the importance of them in the Hawaiian culture which clarifies any misconceptions they have about this animal. Not only do they see sharks but other sea creatures that they might not have been exposed to if they didn't go on this Adventure. I encourage you to support this company and the good that it does not only for our visitors but for our economy as well.

Mahalo,

Clayton Plemer

May 25, 2004

To whom it may concern:

I am proud of these islands. Whenever I entertain family and friends from elsewhere, I am reminded of how much we, who live here, take our Aloha state for granted. Our outdoor recreations, which exist for us on a daily basis, are truly one-of-a-kind experiences for those who aren't as lucky to live here.

For instance, I went swimming with the sharks in Haleiwa on a tour, which is chaperoned by Joe Pavsek. Even for someone like me, who has lived in Hawaii all his life, it was an experience that will make all other tours pale in comparison.

What do I remember about being underwater within arm's length of these fascinating creatures? Awe. Respect. Fascination. And to be honest, it forced me to confront years of misunderstanding these animals, which have fostered prejudice and fear.

Over 7000 people have experienced the tour. Will they remember it for the rest of their lives? You bet. Will it encourage education and understanding of these ocean inhabitants? Absolutely. Does it give you bragging rights when you compare stories with friends? Oh yeah!

The ride out to Haleiwa town is beautiful enough when you are cruising the north shore. Next time, save a couple hours to take a cruise with Shark Tours. I'm glad I did. I even had enough time to stop by for shave ice later in the day!

Aloha,
Ben Wong
Host of Hawaii Goes Fishing

THE TRUTH ABOUT NORTH SHORE SHARK TOURS

1. North shore shark tours started in September 2001.	TRUE	
2. North shore shark tours is educational and does not harm the environment.	TRUE	The tours focus on shark behaviour and biology. No expert has been able to find any harmful affects from conducting the shark tours.
3. Shark tours train sharks to come to boats.	FALSE	It is the crab fishermen who conditioned the sharks to be attracted to boat engine noise because when they check their traps they discard old bait and by-catch. Sharks began to equate engine noise to food. This conditioning process was started over 30 years ago when crab fishing began on Oahu's north shore.
4. There are more sharks on the north shore because of the shark tours.	FALSE	There is no evidence that shark tours have affected the shark population. However, since the ban on shark finning it is logical to conclude that the shark population might increase.
5. Shark tours bring the sharks in closer to shore.	FALSE	The shark tours are conducted 3 miles off shore and the sharks viewed are Galapagos and Sandbar sharks. The habitat of these sharks is 200-600 feet. They do not live or feed close to the shallow waters near shore.
6. The sharks follow the shark boats back to shore.	FALSE	The boat travels at 20 knots for 15 minutes to and from it's mooring. It is not possible for sharks to travel at this speed for this amount of time.
7. North Shore Shark Adventures is adding more boats to it's fleet.	FALSE	North Shore Shark Adventures has two boats with 10 passenger maximum capacity. It will not add any more boats to its fleet.
8. Fishermen in Haleiwa are loosing their catch because of sharks.	TRUE	Sharks have been taking fish from fishermen as long as fishermen have been fishing. It is not because of the shark tours.
9. Shark tour boats go out every morning before tours begin and chum the waters with blood and fish to attract the sharks for the days tours.	FALSE	This notion is completely untrue and fabricated. Because the sharks are attracted to the boat, no bait, blood or chum is used to attract them: they come to the engine noise. A small amount of bait is used to keep them in the area for the duration of the tour.
10. North shore shark tours are changing shark behavior.	FALSE	No expert in the marine biology field including leading shark expert John Naughton has found any evidence of altered shark behavior as a result of north shore shark tours.
11. Shark tours contribute to Hawaii's economy.	TRUE	The shark tours create jobs on the north shore. They also bring tourists to the north shore who typically rent a car and spend the rest of the day shopping and dining in north shore establishments. There are over 50 agents who sell the tours and receive 20-30% commission. The tours also contribute to Hawaii state by paying the 3% Gross Receipts Tax and 4% General Excise Tax
12. There are more shark sightings and shark attacks on the north shore because of the shark tour operations.	FALSE	When there is a shark attack or shark sighting it is critical to know what type of shark it is. In Hawaii, most shark attacks are by Tiger sharks and in shallow murky water. Tiger sharks frequently feed on turtles which live near shore. The turtle population has increased which may attract sharks to the shallow areas where turtles feed and live. Hawaiian waters are also being over fished which might bring the sharks into shore to look for food since its pelagic food source is being depleted. The shark tours see Galapagos and Sandbar sharks which do not travel or feed in shallow water, so it is extremely unlikely that any shark sighting or attack is of the sharks associated with shark tours.
13. North shore residents can come on a North Shore Shark Adventure tour for free and see how the tour operates.	TRUE	Please come see the truth about the shark tours for yourself!



North Shore Shark Adventures
61-724 Papai'oa Road, Haleiwa Hawaii 96712 Telephone (808) 228.5900 Fax (808) 637.9499

=====
Name List of Employed and Their Family
=====

Joe Pavsek, Ikuyo & child, Millie	3
Joel Alike Patricio, Tess & child, Bear	3
Tanja Remily, Jeff, & 2 children Jacob, Jordyn	4
Mike Strait, child Gabrio	2
Eric Nourrie, Dawn & child, Dylan	3
Tim Schumacher	1
Nick Gargaro	1
Capt. Tim Gray, Linda	2
Dave Cunningham, Deanna & child, Jack	3
Chris Barboza, Heather, 2children Brooke & Steele	4
Bernadette Billaber	1
Louis Billaber	1
Albert Sandt	1
Robert Jeremiah, Christal & 3 children Kaila, Krisland, Karly	5
James Steele	1
Jamie Craycroft, Barry	2
Dax Bajema, Kaija & 1child	3
Richard Devincent, Debbie & kaimana	3
Maurice Chalker, wife	2
Total employees & family	45

To: Hawaii State Legislature

RE: SB2330

Attn:

Proposed Bill SB2330 may be detrimental to two businesses that have successfully been conducting business on the North Shore for over nine years.

North Shore Shark Adventures and Hawaii Shark Encounters.

These businesses bring many benefits to the community, the economy and shark conservation.

Scientific studies have shown that the tours do not pose a threat to the public or the sharks. Local educators, the Chamber of Commerce, the North Shore Neighborhood Board, the Hawaii Tourism Authority as well as the media have acknowledged the value and benefit of the tours.

The facts are in support of these two businesses. Arguments towards shutting them down are purely based on anecdotes of a few individuals that fuel an irrational fear of sharks. We hope that you will consider the following points in your decisions:

Shark Tour benefits:

Sustainable practice/ Eco-tourism:

- » No killing, no polluting, no waste.
- » People are contained in cage, in one place – no interaction, no danger, and easy observation. (In comparison to aquariums, where fish are caught and thrown in a tank)
- » Has created a great Fish Aggregate area where local fishermen go to catch Opelu, Mahimahi, Aku and other fish.

No public safety issue

- » A track record of nine years without incidences. No increases in shark attacks or shark sightings on the North Shore.
- » A peer reviewed and published independent scientific study concluded that there is no danger to public safety. No significant change in the natural behavior and migration patterns of sharks. Sharks do not follow the boats.

Tourist attraction

- » Tours contribute every day to the total visitor count of the North Shore. Guests comment every day that the shark tour was not only the best thing they have done in Hawaii, but also possibly the most incredible experience they have had in their life.
- » North Shore Shark Adventures is a regular prize on Wheel of Fortune seen throughout the United States

Significant contribution to the economy of the North shore and Oahu

- » The two businesses bring more than 45,000 tourists to the North shore per year.
- » They employ 27 people that support their families with their income
- » Significant income for the harbor and DLNR through harbor tax
- » Income for Tour operators, transportation companies, restaurants and shops
- » State Tax revenue from two businesses and 27 employees

Educational opportunity

- » Real life experience in the ocean teaches kids more than books or TV
- » Teaches all guests respect for sharks an the ocean and changes incorrect negative image of sharks
- » Instills awe and wonder for the ocean environment and the Hawaiian Islands

Conservation and research

- » Shark research with the Hawaii Institute of Marine Biology
- » Allows daily, long-term observations of seasonal trends, behavior patterns and population changes, and supplies important data for research projects (which is the only way to make conscientious management decisions for fisheries)
- » Work with tagging, research and documentary projects all over the world
- » A portion of proceeds goes directly to non-profit organizations to support shark research, educational projects and legislative efforts to strengthen ocean conservation.

Community outreach

- » Shark companies started a marine science program at Waialua High School
- » Shark Adventures started *Graffiti Busters* a company that paints over the graffiti on the North Shore
- » Shark Adventures also contributes to the wounded Soldiers program at Scoffield Barracks and Contributes to Make a Wish Program
- » Shark Encounters conducts school presentations and free field trips for school classes
- » Fish caught during the tour is given away to people in the community

Why is the North Shore unique, and why are the tours viable there?

The tours operate in an area more than three miles off shore in deep waters. The water is over 600 feet deep and well outside the area of recreational users. Only crab fishermen and trolling boats frequent the area. The species of sharks that reside in this area are not aggressive or known to have ever attacked humans in Hawaii. Worldwide there are only five bites reported by sandbar

sharks and one by a Galapagos shark from the year 1580 – 2008.

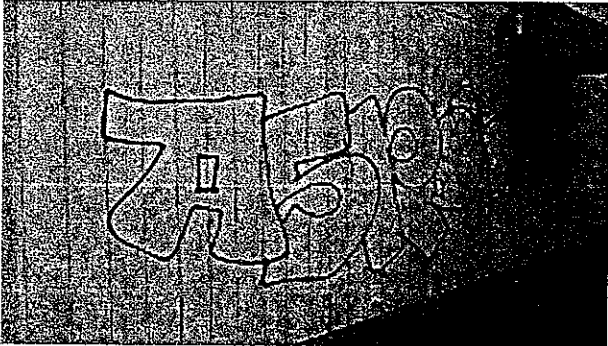
Since the boats go to an area with an existing population they do not have to attract reef sharks or any other sharks to the area.

Please see enclosed:

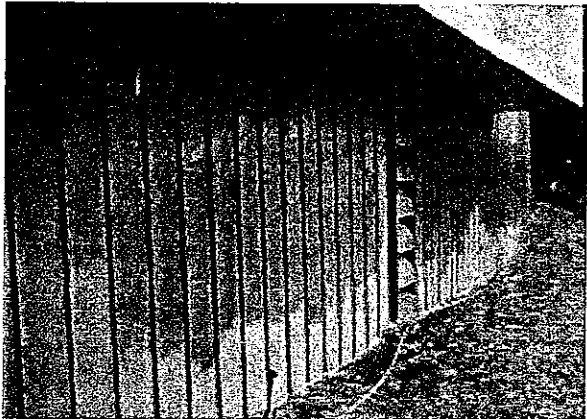
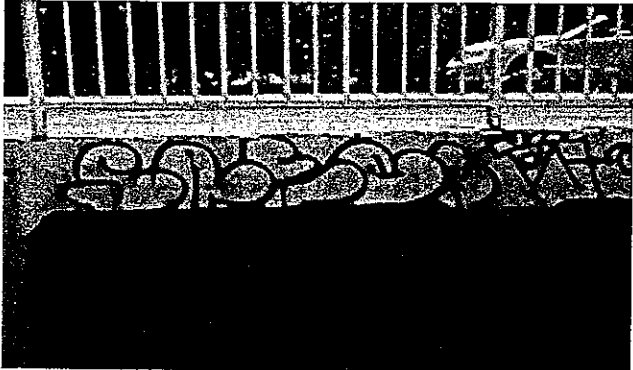
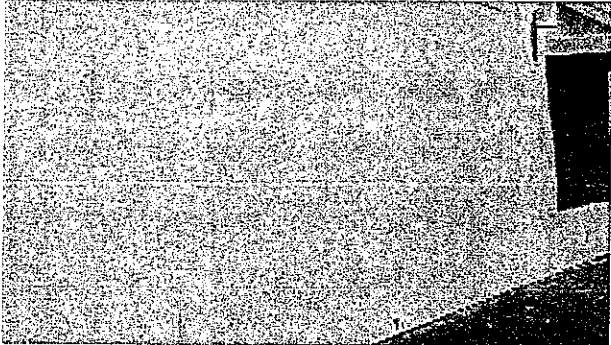
Graffiti Busters sponsored by
North Shore Shark Adventures



Before



After





Thank You!

From: WHIS Marine Biology 2008-2009

to the North Shore Shark Adventures.
Thank you for the money that we
used to get a salt water fish tank,
and go on all the field trips for
our marine biology class. Also thank
you for letting us go on your shark
boat to see the local sharks.

- Kent Nakamura

To: North Shore Shark Adventures
I would like to thank you for everything
you have done for us. I have learned a
lot about marine life and how much
work it takes to understand the importance
of every species. With all your donations,
I was able to experience many hands-on
activities like our Sea Life Park field
trip, our Shark tour, and being able to
have our own salt water aquarium.
Taking care of our own aquarium was
hard work, but a learning experience

With Much Aloha,
Curtis III

2: North Shore Shark Adventures

Thank you for the donations for our
Marine Biology equipment and also for
the awesome shark tour which was an
exciting experience!!
We had an exciting year going on field
trips and having new dissecting tools to
get a more hands on experience with marine
life.

Ryan

North Shore Shark
Adventures,

Thank you for all
you've done to
help us. Without you
guys this learning
experience wouldn't
have been possible
you've made this
class fun and
memorable. Once
again thank you
very much!

Patricia Adams

North Shore
Shark
Thank u
We w
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Dear k
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Adventures
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all your donations,
many hands-on
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Lulu III

shore shark
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is learning
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been possible
: made this
un and
iable. Once
thank you
ch!
Lucia Admon

North Shore
Shark Adventures -
Thank you for all the
donations. It was a fun year!
We were able to go on field trip
that taught us a lot as well as
to purchase a fish tank. We were able
to maintain water levels and learn how
to take us on your shark boat
- Kopeina
Outwater

Dear North Shore Shark Adventures
I am very greatful for the
generosity and I am very thankful
for your support I had a lot of
fun this year and it would not
have been possible without the
generous donation. I also had a lot
of fun on the Adventures tour and
I want to go back again.
John Kaplan

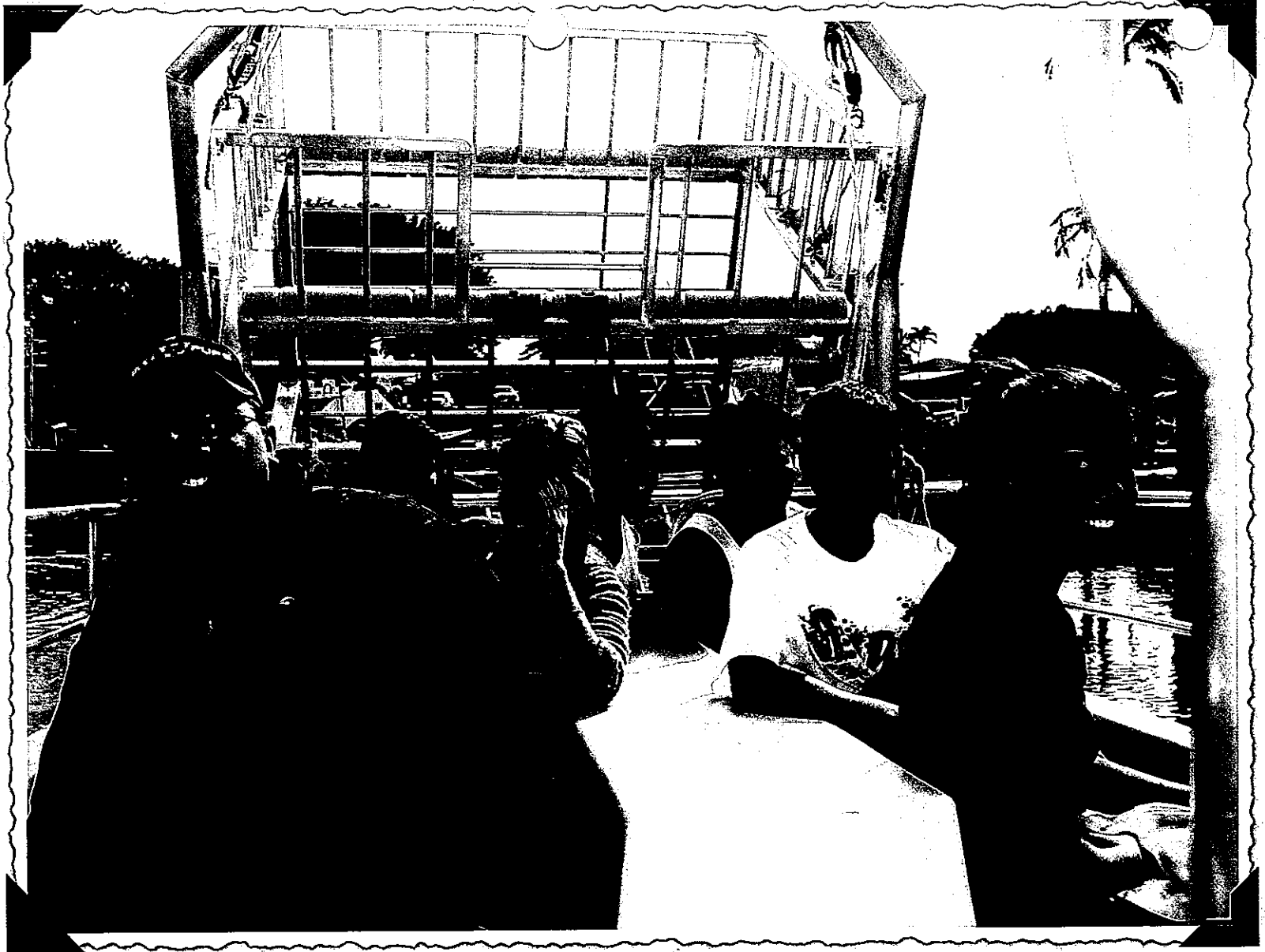
2: North Shore
Shark Adventures
Thank you for
all the money
that you donated
to our first marine
science class. I
learned a lot on
all of the trips we
went on. I also
enjoyed going on
your guys shark
boat. Thank you
for everything!!
- Kaitiana
Pao

Dear Capt. Joe Parrot and North Shore Shark Adventures,

What a great year we have had - thanks to all
you support the students were able to experience
more than I could have imagined for my first
year of Marine Biology. Word of mouth has
definitely spread and our next year class
size has tripled. Can't wait until then!

Thank you again from the bottom
of my heart!

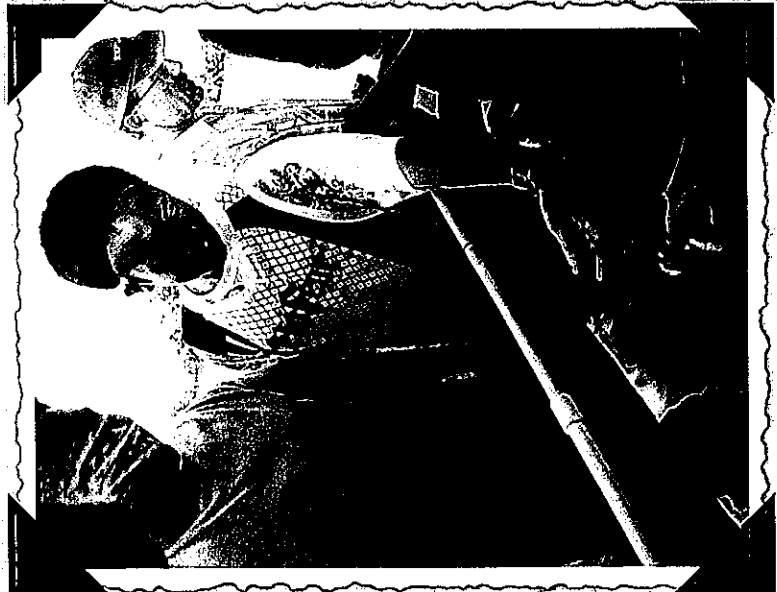
Erica Cole
Wabawa High School
Marine Biology
Class of 2009



Getting ready for our great shark adventure...

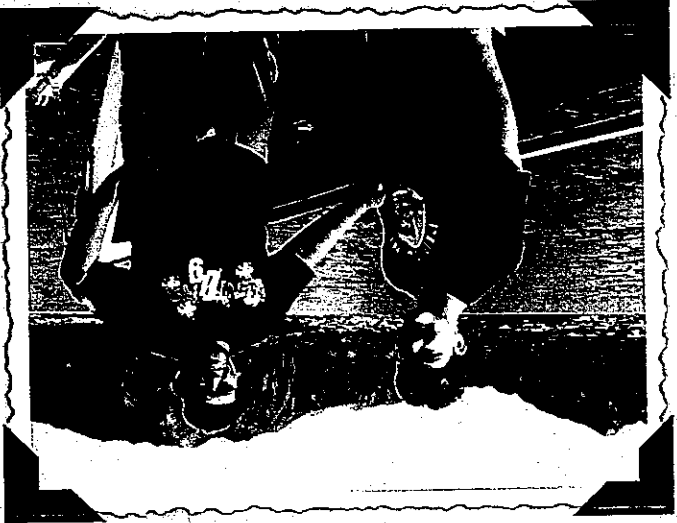
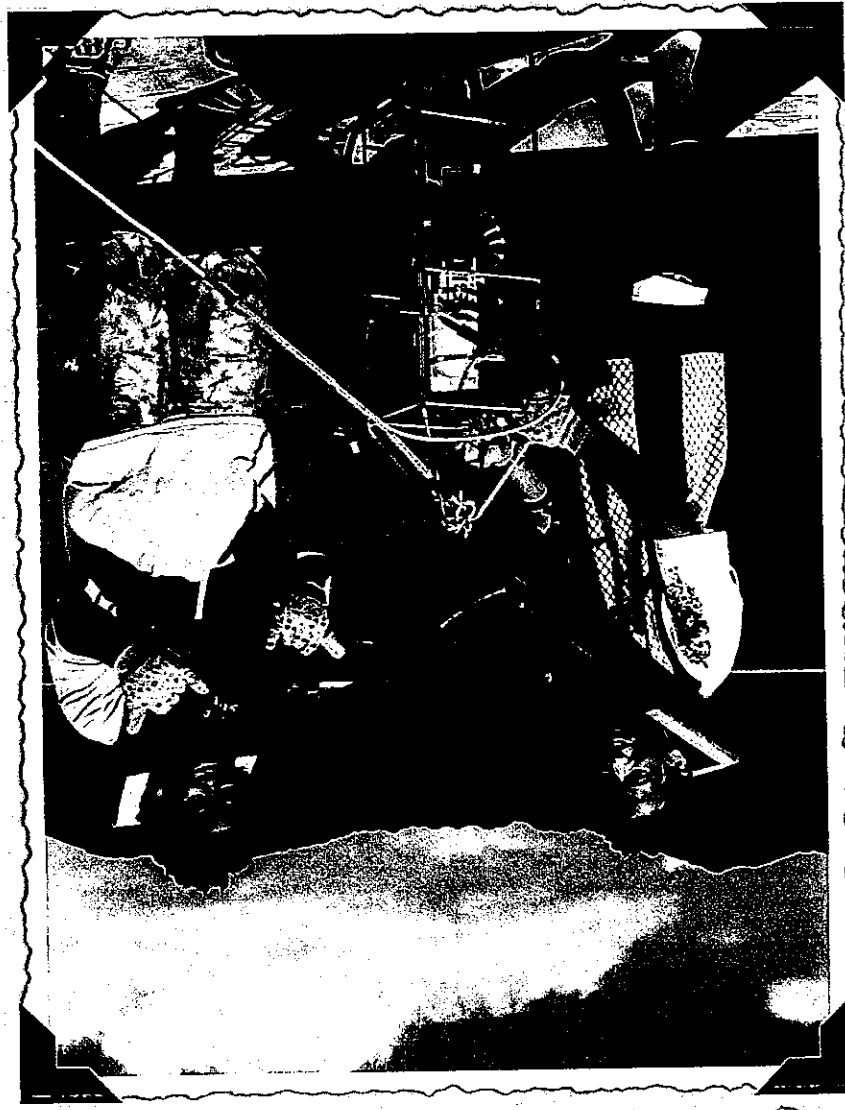


Taking a tour of the island



Touching sea cucumbers

Helping Coconut Island researchers collect data.





Thank you for all the great opportunities! Our class size has tripled for the upcoming school year!!

Testimony of Kent Fonimoana
PO Box 122
La'ie, Hawai'i 96762
808-294-9991

Hearing on HB 578

House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I support the shark viewing tours operating out of Hale'iwa Harbor specifically North Shore Shark Adventures (NSSA). This particular operation is not conducting shark viewing activities within state waters. Therefore, in my opinion, HB 578 has little or no effect on NSSA activities. Despite the jurisdictional issue, I oppose this measure on the grounds that punitive measures introduced appear to be excessive especially considering the fact that since becoming law, there has yet to be a single conviction for violations of HRS 188-40.6. (full text of HRS 188-40.6 supplied at end of testimony)

This popular ocean activity was made possible because of the crab fishery that started in the 1960's. The crab fishery continues to this day. The tours are merely taking advantage of a site specific phenomenon.

It is my understanding and interpretation of Hawai'i Revised Statutes 187A-6 (b), that this activity is currently allowed in state waters provided that it comply with certain provisions including participation in scientific studies, education, and other purposes. (see end of testimony for full text of HRS 187-6 (b))

Since it's inception, NSSA has been involved in assisting scientific researchers to tag and track certain species of open ocean sharks. Tracking devices are currently attached to NSSA moorings providing important data on tagged shark migration. Relationships have been established between NSSA ownership and notable marine scientists Carl Meyer, Kim Holland, and others. NSSA helps fund Waialua High School Ocean Science Program and is currently looking to expand this effort to include Kahuku High School as well. NSSA is in the process of establishing a working relationship with other marine science programs within the state. Despite the fact that NSSA has been operating beyond state waters, NSSA has been actively engaged in attempting to acquire a Special Activities Permit (SAP) required by the Department of Land and Natural Resources (DLNR).

In the nine years these tours have been in existence, there have been no instances where a human shark contact injury has occurred due to the actions of a shark viewing tour. There has been no validation of an increase in shark/human encounters in adjacent near shore waters. However, there is an abundance of hearsay and unsupported claims made by others who disagree with this activity.

As a Polynesian, I support the belief that we are connected to natural elements around us and I promote this belief by sharing the experience. As an avid ocean user, I

ask that prior to making any decisions on the matter, that this committee require opponents of the existing shark tours to provide empirical evidence that the tours current methods of operations pose a threat to me or anyone else.

It is my belief that rather than rely on hearsay and personal beliefs, any measure that is imposed on the public, which includes an existing and tenured business, should be based on fact. Lacking this, I encourage all esteemed policymakers involved in this matter to defer this issue until there is just cause to implement the measure.

Much respect and aloha,
Kent Fonoimoana

[§188-40.6] Shark feeding; prohibitions; exceptions; penalties. (a) Except as provided in subsection (b), or as otherwise provided by law, it shall be unlawful for any person to conduct any activity related to the feeding of sharks in state marine waters.

(b) Persons may engage in the feeding of sharks for traditional Hawaiian cultural or religious practices; provided that the feeding is not part of a commercial activity.

(c) Persons engaged in the taking of marine life that results in captured, injured, or dead fish being incidentally eaten by sharks shall not be considered in violation of this section; provided that the purpose of the taking of marine life is not the feeding of sharks.

(d) The department may issue permits to engage in activities otherwise prohibited by law, in accordance with section 187A-6, or as may be otherwise authorized by law.

(e) As used in this section:

"Commercial activity" means to engage in any action or to attempt to engage in any action for compensation in any form. The action or actions may include, but are not limited to, providing, or attempting to provide, guide services, charters, tours, and transportation to and from the location or locations for which such services are provided.

"Compensation" means money, barter, trade, credit, and other instruments of value, goods, and other forms of payment.

"Feeding" means the introduction of or an attempt to introduce any food or other substance into the water to attract marine life for any purpose other than to take the marine life. [L 2002, c 127, §2]

§187A-6 (b) Special activity permits. (b) Notwithstanding the provisions of any other law, the department may issue permits, not longer than one year in duration, to any person to take aquatic life, possess or use fishing gear, or engage in any feeding, watching, or other such non-consumptive activity related to aquatic resources, otherwise prohibited by law, in any part of the State, for scientific, educational, management, or propagation purposes, subject to chapter 195D and subject to those restrictions the department deems desirable. The department may revoke any permit for any infraction of the terms and conditions of the permit. Any person whose permit has been revoked shall not be eligible to apply for another permit until the expiration of one year from the date of revocation.

FEBRUARY 9, 2011

TO: THE COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES
HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

FROM: BREE H. DAVIS
1535 PENSACOLA ST
HONOLULU, HI 96822

SUBJECT: Testimony in OPPOSITION to HB 578 – RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR, AND MEMBERS OF THE COMMITTEE,

My name is Bree Davis, and I OPPOSE HB 578. This bill takes a law that is already difficult to enforce and complicates it by creating penalties that could potentially be detrimental for local fishermen. To lose all licensing and seizure of their vessels is much to severe of a penalty for something as simple as shark feeding. Although the language of this bill attempts to protect fishermen it is over regulation that could potentially have strong unintended consequences for them. This is more than paying a fine; this bill would require the seizure of their livelihood. The potential of fishermen to lose their livelihood because of feeding sharks (accidentally or intentionally) is excessive and completely unnecessary.

Thank you for reading my testimony and I strongly urge you to please defer this bill. Thank you!

Very Respectfully,

Bree H. Davis

February 11, 2011

TO: House Committee on Water, Land & Ocean Resources
RE: HB578
HRG: WLO 02-11-11
FR: Ken Kuniyuki
1003 Bishop Street, #465
Honolulu, HI 96813

HB578 Exacerbates a bad law. The existing HRS 188-40.6 prohibits the feeding of sharks relating to commercial activities. However, HRS 188-40.6(c) allows the taking of marine life, including sharks. The practical result of this exception is that shark fishing is both allowed and encouraged. Tourist related shark-fishing tours exist in Hawaii, such as "Waikiki Night Shark Hunt". There is no rational basis to distinguish between a tour that encourages tourist to catch sharks and one, which encourages tourist to view and respect them.

The proposed civil penalties in HB578 are draconian and are out of portion to any threat posed by such feeding. A scientific study conducted by Dr. Carl Meyers and three other researchers from the University of Hawaii concluded that the present shark cage diving enterprises have a negligible affect on public safety. That study conducted over a four year period reached that conclusion based upon the remoteness of the viewing sites and that fact that any conditioning stimuli used by the tour operators is different from any stimuli of other recreational activities. The University of Hawaii study tagged and tracked sharks. The data gathered demonstrates that the present shark viewing tours do not cause a significant adverse change in shark behavior. There is no showing that sharks follow these tour boats into shallower waters.

If the purpose of HB578 is to protect sharks, then it also fails. There is no evidence that feeding sharks hurt them in any way. Furthermore, other presently accepted practices such as harvesting sharks for the purpose of finning them for soup is far worse.

The designation of the fines and forfeitures sections in the proposed amendments as civil actions is simply a transparent attempt to lower the burden of proof to impose these penalties.

HB578 makes a bad law worse.

First off i'd like to say I strongly oppose Bill 578. I'm a Captain with north shore shark adventures have been for the last three years. This bill seems like it doesn't directly affect us since we are outside of state waters, but I feel it's another attempt from those that oppose shark viewing tours to shut the company down one way or another in this case through more legislation. There are already existing laws. to say it's alright for fishing, crabbing and religious but not for viewing doesn't seem fair or appropriate

My family and I are lucky enough to live on the north shore we all surf, paddle and dive. My co workers and I would never do something for financial gains that would put them or other ocean users in danger. We have our jobs and livelihood at risk constantly from the opposition who don't supply any evidence of accidents or danger to ocean users they rely instead on rumors opinions and hysteria often caused by the word shark. There hasn't been a single shark related accident in ten years of operation at shark adventures.

what is gained from the tours is tourists, locals and our military service men and women can safely come out view and enjoy the animals in their natural environment also learn about how important they are to our own ecosystem. It provides employment , supports graffiti cleanup along the north shore and Wahiawa, a marine biology program at Wailua high school and brings thousands of people out to the north shore who will also enjoy the many shops and restaurants in Haleiwa.

thanks for your time

Hearing on HB 578

House Committee on Water, Land, & Ocean Resources

Hearing: February 11, 2011 9 am

House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,

Justine Elona

My name is Vili Nauahi and I was born and raised on the North Shore of Oahu. I currently work for North Shore Shark Adventures as a driver. This job has given me and my brother an opportunity to help us get through school and help us financially with our daily lives. Being a native Hawaiian I feel proud to be working for a company that is able to educate guests about an animal that I have great respect for. Sharks are very sacred to me and my family as we view them as our aumakua. When visitors and tourists get to see sharks in their natural habitat they get rid of all the fears and stereotypes they had about these animals. They gain more respect not only for the sharks but also for my Hawaiian culture. I am proud to be Hawaiian and I am proud to share my culture and history with guests. I oppose Hawai'i State House Bill 578 and hope to continue educating visitors about sharks and my Hawaiian culture.

Mahalo.

Hearing on HB 578

House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

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Respectfully yours,

Josie Clark

Hearing on HB 578

House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

This is only common sense....as we try in every way to educate the public to the awareness and care of our beautiful creatures below. Shark tours have the love and devotion that no others have....they have proven themselves over and over. I only can say....what a shame if this passes.....

Respectfully yours,

Cindy Adams

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 12:05 PM
To: WLOtestimony
Cc: ab3utifultrag3dy@aim.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: shoshanna Douglas
Organization: Individual
Address: 98-1402 D Koahehe street Pearl City
Phone: 8083427987
E-mail: ab3utifultrag3dy@aim.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 10:52 AM
To: WLOtestimony
Cc: villagewoodworking@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Paul Davis
Organization: Individual
Address: 91830 Moneha Pl Ewa Beach
Phone: 808-689-3616
E-mail: villagewoodworking@hotmail.com
Submitted on: 2/10/2011

Comments:

Please oppose this bill. Trying to enforce this would cost more money than it's worth.
Thank you.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 9:58 AM
To: WLOtestimony
Cc: kristianlei@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Kristian Lei
Organization: Individual
Address: PO Box 1806 Pearl City, HI
Phone: 808-783-2296
E-mail: kristianlei@aol.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 9:41 AM
To: WLOtestimony
Cc: knishihira@expedia.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Kaili Nishihira
Organization: Expedia Local Expert
Address: 910 Honapiilani Hwy Suite #14 Lahaina, HI 96761
Phone: 808-662-7055
E-mail: knishihira@expedia.com
Submitted on: 2/10/2011

Comments:

Kaili Nishihira
94-757 Kalae St., Waipahu, HI 96797
TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

February 10, 2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Kaili Nishihira, and I am a Concierge for Expedia Local Expert. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliwaa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Kaili Nishihira, Concierge

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 9:14 AM
To: WLOtestimony
Cc: andrewkilion@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Andrew Kilion
Organization: Individual
Address: 84-680 Kili Dr. Apt 202 Waianae, HI
Phone: (808) 783-3340
E-mail: andrewkilion@yahoo.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 9:13 AM
To: WLOtestimony
Cc: cripchick808@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Nicole Kay
Organization: Individual
Address: 84-680 Kili Dr. Apt 202 Waianae, HI
Phone: (808) 620-7604
E-mail: cripchick808@yahoo.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 8:57 AM
To: WLOtestimony
Cc: phyllb65@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Phyllis Badayos
Organization: Individual
Address:
Phone:
E-mail: phyllb65@yahoo.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: William W Spurlock [krinlock@lava.net]
Sent: Thursday, February 10, 2011 8:52 AM
To: WLOtestimony
Subject: HB578

Committee on Water, Land and Ocean Resources
Chairman Jerry L Chang

Measure: HB578 Relating to Shark Feeding
Date/Time of Hearing Friday 11, 2011, 0900

RE: IN STRONG OPPOSITION

I couldn't believe my eyes when reading this proposed measure! I am sure you people have much better things to spend your time and our tax dollars on than this ridiculous piece of verbage. Way, way too excessive. It sounds like you are targeting. What and who? I don't know.

I could go on and on, but I feel you have gotten my point: IN STRONG OPPOSITION.

Thank you for taking the time to read this.

Respectfully,

Marilee Krinitt
Mamo Iki
HC2 Box 5757
Keaau, Hi 96749

har3 - Megan

From: mailinglist@capitol.hawaii.gov.
Sent: Thursday, February 10, 2011 8:38 AM
To: WLOtestimony
Cc: moore@kalama.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Norval L. Moore
Organization: Individual
Address: 115 Royal Coachman Lane Kalama, Wa
Phone: 360 673-6712
E-mail: moore@kalama.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 8:21 AM
To: WLOtestimony
Cc: kendyll@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: kendyll howard
Organization: Individual
Address: 48-5530 Waipio Rd Honokaa, HI
Phone: 808-775-9194
E-mail: kendyll@yahoo.com
Submitted on: 2/10/2011

Comments:
Kendyll Howard, Marine Conservationist
48-5530 Waipio Rd. Honokaa, Hi 96727

TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

FEBRUARY 9, 2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is TYPE NAME HERE, and I am TYPE YOUR TITLE OR AFFILIATION. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed

on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Kendyll Howard,
Marine Conservationist

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 8:18 AM
To: WLOtestimony
Cc: wildbunchfishing@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Tim Gray
Organization: Individual
Address:
Phone: 8082201489
E-mail: wildbunchfishing@hotmail.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: stefanie brendl [stefaniebrendl@gmail.com]
Sent: Thursday, February 10, 2011 8:11 AM
To: WLOtestimony
Subject: Bill HB578 Relating to Shark Feeding

TO: COMMITTEE ON WATER, LAND, & OCEAN RESOURCES

Chair Jerry L. Chang, Vice Chair Har

Bill HB578 Relating to Shark Feeding
Date/time of Hearing: Friday 11, 2011 9:00am

FROM: Stefanie Brendl, owner Hawaii Shark Encounters, Haleiwa Hi

RE : IN OPPOSITION of HB578

I am in opposition of the raise in penalties because I feel seizure of a boat is a **draconian** approach.
I can't imagine how this severity is justified.

Furthermore, if shark feeding is such a serious issue that fines have to be raised then I question why the law isn't applied to everyone. As it is written it applies to only some, not all activities, that "attract" sharks. It has always been discriminatory.

If the practice of feeding/attracting is seen as such a massive threat, then I don't see why the reason it is done should make any difference.

As it is you can chum as much as you want to kill a shark. Surely you can't think that while this practice occurs, that all sharks that were attracted are killed in the process, therefore fishing has, and always will be the most constant practice that interacts with sharks. Even spearfishing, where bleeding fish are struggling right underneath the surf zone, is not affected by this bill.

The way I see it this is like saying speeding is ok as long as you are going to work, but if you are doing it because you like driving fast, its not.

If you are creating laws that are this severe, then please make it applicable to everyone.

Thank you
Stefanie Brendl

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 8:11 AM
To: WLOtestimony
Cc: kiamanu@hawaiiantel.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: T. Merrill
Organization: Individual
Address:
Phone:
E-mail: kiamanu@hawaiiantel.net
Submitted on: 2/10/2011

Comments:

I oppose this bill due to the draconian nature of penalties. This a bold-faced attempt to lower the standards of criminal proof by creating actual and immediate penalties for an act that may be supported by only the weakest of probable cause, and has not yet been proven in a court of law. Oppose!

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:55 AM
To: WLOtestimony
Cc: almaands@roadrunner.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Alma
Organization: Individual
Address:
Phone:
E-mail: almaands@roadrunner.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:43 AM
To: WLOtestimony
Cc: crossl002@hawaii.rr.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Larry Cross
Organization: Individual
Address:
Phone:
E-mail: crossl002@hawaii.rr.com
Submitted on: 2/10/2011

Comments:

Given the facts (not the emotional reaction to faked Hollywood movies) this bill is not needed and would indeed hurt the economy.

I have had local relatives (including two surfers) that have used the shark viewing companies (not sure which one though) and they, along with mainland friends and relatives all were impressed not only with the viewings, but with the company (again, I'm not sure which company that was). Take a look at the number of increased shark attacks due to this venture, and you'll see that this truly is a bunch of shibai. Where are the increased numbers of dead and mauled tourists littering our beaches?

Mahalo for your consideration,
Larry Cross

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:36 AM
To: WLOtestimony
Cc: katie880@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Kate Deme
Organization: Individual
Address:
Phone:
E-mail: katie880@hotmail.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:23 AM
To: WLOtestimony
Cc: maryhoskins99@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Mary Hoskins
Organization: Individual
Address:
Phone:
E-mail: maryhoskins99@gmail.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:07 AM
To: WLOtestimony
Cc: toolru@comcast.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Diana Bollinger
Organization: Individual
Address:
Phone:
E-mail: toolru@comcast.net
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:06 AM
To: WLOtestimony
Cc: ceci11272003@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Cecilia Troncoso
Organization: Individual
Address:
Phone:
E-mail: ceci11272003@yahoo.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:04 AM
To: WLOtestimony
Cc: lisa_bollinger@swett.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lisa Bollinger
Organization: Individual
Address:
Phone:
E-mail: lisa_bollinger@swett.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 6:57 AM
To: WLOtestimony
Cc: andreaibollinger@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Andrea Bollinger
Organization: Individual
Address:
Phone:
E-mail: andreaibollinger@gmail.com
Submitted on: 2/10/2011

Comments:

I visited a good friend in Honolulu this past September and he insisted that before we left we had to experience the shark tours. I am so happy that we did this and extremely grateful to the wonderful people that allowed us to be a part of it. The crew was helpful, diligent and they educated us not only on the surrounding area and the feeding, but imparted some knowledge about these creatures. I have always been scared of sharks and never believed I would be able to do something like this. It was a fear that was somewhat ill placed because I was not educated about them in a way that allowed me to connect. It is easy to see horror stories or educational shows on sharks, but for me and I'm sure for many others, these do not always do their best to engage the viewer. The shark tours allowed me to see these beautiful animals in a way that does not frighten me, but makes me fully appreciate them. The guides were incredible and they opened up an entirely new frame of mind for me. I care what happens to these sharks and I care what happens to the guides. We should all be so lucky to be able to experience something like this.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 4:19 AM
To: WLOtestimony
Cc: mikestrait1969@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: mike strait
Organization: Individual
Address: 98-099 Uao Place #1808 Aiea, Hawaii 96701
Phone: (808)258-4997
E-mail: mikestrait1969@yahoo.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 3:44 AM
To: WLOtestimony
Cc: makahadiva2004@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: vera canionero
Organization: Individual
Address: 17727 w. salvatore lane casa grande, az 85193
Phone: 520056007084
E-mail: makahadiva2004@hotmail.com
Submitted on: 2/10/2011

Comments:

Viewing sharks after a feeding is not endangering the sharks. some shark cage boats do not feed the sharks and just let the people view the sharks in their natural habitat. To take that privillage away from the public would not only hurt the study of sharks, but the understanding of them. They are very docile mammals when not in a feeding frenzy.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 2:36 AM
To: WLOtestimony
Cc: debbiedavistravel@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Debbie Davis
Organization: Individual
Address: 91830 Moneha Pl Ewa Beach, Hawaii
Phone: 808-689-3616
E-mail: debbiedavistravel@hotmail.com
Submitted on: 2/10/2011

Comments:

Please oppose this bill as it will only cause unnecessary burdens for our local fishermen and businesses. This bill increases penalties to a detrimental level for a crime that is not a prominent problem in the state. This bill is unnecessary so please vote no on HB 578.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 2:06 AM
To: WLOtestimony
Cc: oahugrown96792@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Charles Cravalho
Organization: Individual
Address:
Phone:
E-mail: oahugrown96792@gmail.com
Submitted on: 2/10/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contibutes to the movement to conserve and promote a healthy shark population.

Respectfully yours,

Charles Cravalho

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:45 PM
To: WLOtestimony
Cc: mz_taeao420@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Sonya Willis
Organization: Individual
Address:
Phone:
E-mail: mz_taeao420@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:44 PM
To: WLOtestimony
Cc: cherry_akachan25@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Sheri Kinmoto
Organization: Individual
Address:
Phone:
E-mail: cherry_akachan25@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:41 PM
To: WLOtestimony
Cc: lapeni58@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Robin Uperesa
Organization: Individual
Address:
Phone:
E-mail: lapeni58@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:39 PM
To: WLOtestimony
Cc: m_agbalog@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Maricel Agbalog
Organization: Individual
Address:
Phone:
E-mail: m_agbalog@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:38 PM
To: WLOtestimony
Cc: melikas1@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lynette Manosa
Organization: Individual
Address:
Phone:
E-mail: melikas1@aol.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:34 PM
To: WLOtestimony
Cc: johnm28mrmunoz@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: John L. Munoz Jr.
Organization: Individual
Address:
Phone:
E-mail: johnm28mrmunoz@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:34 PM
To: WLOtestimony
Cc: indyken91@mac.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Carey Perez
Organization: Individual
Address:
Phone:
E-mail: indyken91@mac.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:32 PM
To: WLOtestimony
Cc: ezekiel_85@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jackie Totten
Organization: Individual
Address:
Phone:
E-mail: ezekiel_85@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:30 PM
To: WLOtestimony
Cc: mdiaz671@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Madonna Diaz
Organization: Individual
Address:
Phone:
E-mail: mdiaz671@hotmail.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:28 PM
To: WLOtestimony
Cc: deenakehaulani@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Deena Crowell
Organization: Individual
Address:
Phone:
E-mail: deenakehaulani@gmail.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:36 PM
To: WLOtestimony
Cc: mzelle808@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Janelle K.K. Chalker
Organization: Individual
Address: 84-680 Kili Drive, Apt 202 Waianae, Hi
Phone: 808-520-4542
E-mail: mzelle808@yahoo.com
Submitted on: 2/9/2011

Comments:

I, Janelle K.K. Chalker, oppose HB578 due to the twisted penalties regarding shark feeding. It almost seems as though its easier and cost less if you rob, steal, or even murder, compared to shark feeding. I believe the fines and punishments should be revised to a lesser amount, or not even passed at all. And why is it legal to kill a shark but illegal to view a shark from a cage, while receiving compensation? What about charter boats, commerical fisherman, dolphin excursions, sea life park? I don't support this bill at all. Thank you!

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:22 PM
To: WLOtestimony
Cc: hawaiiguide50@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: David Wendt
Organization:
Address: 175 Paoakalani Ave Honolulu, Hawaii
Phone: 808-265-2388
E-mail: hawaiiguide50@gmail.com
Submitted on: 2/9/2011

Comments:

Lets close down other activities that has killed people before shark adventures that nobody has died from.Sky diving lots of deaths, parasailing a few casualties and not to mention eco tours that has destroyed Hawaii's fragile eco system. If we start stacking pros and cons, then shark adventures looks very harmless. Lets not waste our tax money on this investigation. We need that money to pay our teachers and who pays taxes, BUSINESS.PLEASE THROW THIS OUT OR CONDEMN EVERYONE IN BUSINESS IN THIS STATE.
Respectfully.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:20 PM
To: WLOtestimony
Cc: attenborough@prodigy.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Christopher Hollis
Organization: Individual
Address:
Phone:
E-mail: attenborough@prodigy.net
Submitted on: 2/9/2011

Comments:

Why you want to do this is a bit strange, all across the oceans fishermen are catching sharks cutting off their fins and throwing their live bodies to die back into the ocean. Should you not be doing something about that instead of going after people who by feeding them might very well be some of the only people doing anything for the sharks ?

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:17 PM
To: WLOtestimony
Cc: mzelle808@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Mauice L. Chalker Jr
Organization: NSSA-Captain
Address: 85-680 Kili Drive Apt 202 Waianae, Hi 96792
Phone: 808-520-4545
E-mail: mzelle808@yahoo.com
Submitted on: 2/9/2011

Comments:

I, Maurice L. Chalker Jr., oppose HB578 because of the extensive penalties regarding the feeding of sharks. I don't understand how it's legal to catch and kill a shark, but illegal to view and/or feed a shark!

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 8:57 PM
To: WLOtestimony
Cc: mjacdr@palaudog.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Michael Ambrisco
Organization: Individual
Address: 213 W. Overlook Mountain Road Buda, TX 78610
Phone: (512)828-7267
E-mail: mjacdr@palaudog.com
Submitted on: 2/9/2011

Comments:

I strongly oppose HB 578. It appears to be unnecessary as there have been no violations or citations of the current law. Furthermore, it may fan fires and incite further illegal violent actions by extremists who oppose legal marine operations in the North Shore, by giving the impression that the current law is being violated and stricter penalties are necessary. Please do not enact this bill. Respectfully submitted.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 8:55 PM
To: WLOtestimony
Cc: mjacdr@austin.rr.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Christine Ryan
Organization: Individual
Address: 213 W. Overlook Mountain Road Buda, TX 78610
Phone: (512)828-7267
E-mail: mjacdr@austin.rr.com
Submitted on: 2/9/2011

Comments:

I strongly oppose HB 578. It appears to be unnecessary as there have been no violations or citations of the current law. Furthermore, it may fan fires and incite further illegal violent actions by extremists who oppose legal marine operations in the North Shore, by giving the impression that the current law is being violated and stricter penalties are necessary. Please do not enact this bill. Respectfully submitted.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:43 PM
To: WLOtestimony
Cc: bev@savontourshawaii.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Bev Carrier
Organization: Sav-On Tours
Address: 3008 Hinano Hon. HI
Phone: 808-924-6639
E-mail: bev@savontourshawaii.com
Submitted on: 2/9/2011

Comments:
Beverly Carrier

3008 Hinano Street, Hon. HI 96815

TO THE

COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES

THE TWENTY-SIXTH STATE LEGISLATURE

REGULAR SESSION OF 2011

2-9-11

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,

AND MEMBERS OF THE COMMITTEE:

My name is Beverly Carrier, and I am President of Sav-On Tours. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haleiwa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatory targets a viable and legally operating business.

My company alone will lose thousands of dollars in commission.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Beverly Carrier
Sav-On Tours

Add your name to text above

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:41 PM
To: WLOtestimony
Cc: islandgirl242@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Heather Becker-Brungard
Organization: Individual
Address:
Phone:
E-mail: islandgirl242@gmail.com
Submitted on: 2/9/2011

Comments:

My name is Heather Becker-Brungard. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Heather Becker-Brungard

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:41 PM
To: WLOtestimony
Cc: jillmccready@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jill McCready
Organization: Individual
Address: 47-016 Laenani Dr Kaneohe, HI
Phone:
E-mail: jillmccready@yahoo.com
Submitted on: 2/9/2011

Comments:
TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

FEBRUARY 9, 2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded

upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:34 PM
To: WLOtestimony
Cc: mgallarde@mtsac.edu
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Marlene Gallarde
Organization: Individual
Address:
Phone:
E-mail: mgallarde@mtsac.edu
Submitted on: 2/9/2011

Comments:

This is an educational opportunity for visitors to learn about the marine life close up and how the islands are a complex mix of interacting ecosystems.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:25 PM
To: WLOtestimony
Cc: dirtylittlecowgirl@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jackie Rodriguez
Organization: Individual
Address: 23 Lunette Foothill Ranch, CA
Phone: 951-847-6668
E-mail: dirtylittlecowgirl@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:23 PM
To: WLOtestimony
Cc: Rbrungard@palaunet.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Rita A Becker
Organization: Individual
Address: 25-246 Pukana La St Hilo Hi 96727
Phone: 808-989-9118
E-mail: Rbrungard@palaunet.com
Submitted on: 2/9/2011

Comments:
Rita A. Becker
25-246 Pukana La St
Hilo, Hi 96720

TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011
FEBRUARY 9, 2011
TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Rita A Becker, and I am a Registered Nurse. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded

upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Rita A Becker Registered Nurse

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:10 PM
To: WLOtestimony
Cc: Rbrungard2@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Richard G Brungard
Organization: Individual
Address: 25-246 Pukana La St Hilo Hi 96727
Phone: 808-989-9118
E-mail: Rbrungard2@gmail.com
Submitted on: 2/9/2011

Comments:
Richard G Brungard
25-246 Pukana La St
Hilo, Hi 96720

TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011
FEBRUARY 9, 2011
TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Richard G Brungard, and I am an Attorney. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded

upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Richard G Brungard Attorney at Law

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:00 PM
To: WLOtestimony
Cc: denicecunningham@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Denice Cunningham
Organization: Individual
Address: 99 Lynnclyff Rd. Hampton Bays, NY
Phone: 336 324-8850
E-mail: denicecunningham@gmail.com
Submitted on: 2/9/2011

Comments:
Denice Cunningham

99 Lynnclyff Rd.
Hampton Bays, NY

TO THE

COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES

THE TWENTY-SIXTH STATE LEGISLATURE

REGULAR SESSION OF 2011

02/09/2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,

AND MEMBERS OF THE COMMITTEE:

My name is Denice CunninghamI strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii.

Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliwaa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Denice Cunningham

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:52 PM
To: WLOtestimony
Cc: jenjenmunoz@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jenna Munoz
Organization: Individual
Address: 85-135 D Ala Akau St. Waianae HI
Phone: 808-478-6800
E-mail: jenjenmunoz@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:45 PM
To: WLOtestimony
Cc: mcraycroft@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Molly Craycroft
Organization: Individual
Address:
Phone:
E-mail: mcraycroft@gmail.com
Submitted on: 2/9/2011

Comments:
Hearing on HB 578
House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,

Molly Craycroft

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:43 PM
To: WLOtestimony
Cc: philipthepot@clearwire.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Philip Tapat
Organization: Individual
Address:
Phone:
E-mail: philipthepot@clearwire.net
Submitted on: 2/9/2011

Comments:

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:25 PM
To: WLOtestimony
Cc: diannericafort@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Dianne Ricafort
Organization: Individual
Address:
Phone:
E-mail: diannericafort@gmail.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:18 PM
To: WLOtestimony
Cc: vikilyn3@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Vickie L. Munoz
Organization: Individual
Address:
Phone:
E-mail: vikilyn3@yahoo.com
Submitted on: 2/9/2011

Comments:

I oppose house bill 578 because I feel it is being pushed by individuals who have personal agenda instead of individuals who are sincerely thinking of what is best for our community.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 5:59 PM
To: WLOtestimony
Cc: angelicayquinn@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Angelica Quinn
Organization: Individual
Address: 92-1354 Panana Street, 706 Kapolei, HI 96707
Phone:
E-mail: angelicayquinn@gmail.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 5:49 PM
To: WLOtestimony
Cc: rippacurl@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: waynette bautista
Organization: Individual
Address: 94-476 awamoi st waipahu, HI
Phone: 808-428-0027
E-mail: rippacurl@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 5:42 PM
To: WLOtestimony
Cc: motorpsycho68@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: George Bautista
Organization: Individual
Address: 91-217 Makalauna pl ewa beach, HI
Phone: 808-489-2905
E-mail: motorpsycho68@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 5:14 PM
To: WLOtestimony
Cc: Shelleychun@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Shelley Chun
Organization: Individual
Address: Aiea, Hawaii
Phone: (808)487-2265
E-mail: Shelleychun@aol.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 4:49 PM
To: WLOtestimony
Cc: jdarger16@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jeff Darger
Organization: Individual
Address:
Phone:
E-mail: jdarger16@gmail.com
Submitted on: 2/9/2011

Comments:
Hearing on HB 578
House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,

Jeff Darger

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 4:38 PM
To: WLOtestimony
Cc: ikuyogoto@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: ikuyo goto pavsek
Organization: Individual
Address: 61-724 papailoa road
Phone: 808-226-6447
E-mail: ikuyogoto@aol.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Ikuyo Goto Pavsek

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 4:24 PM
To: WLOtestimony
Cc: michele.craycroft@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Michele Craycroft
Organization: Individual
Address: 4500 NW 78th Terr. Apt. 58
Phone: 8168091492
E-mail: michele.craycroft@gmail.com
Submitted on: 2/9/2011

Comments:

As a frequent tourist on the beautiful North Shore I totally oppose this measure which would detract from the local economy.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 4:15 PM
To: WLOtestimony
Cc: Whatsupgymnastics@Att.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Dan Misener
Organization: Individual
Address: 94423 ukee st Waipio, HI.
Phone: 6800777
E-mail: Whatsupgymnastics@Att.net
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 4:14 PM
To: WLOtestimony
Cc: Whatsupgymnastics@Att.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Belle Misener
Organization: Individual
Address: 94423 ukee st Waipio, HI.
Phone: 6800777
E-mail: Whatsupgymnastics@Att.net
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 3:14 PM
To: WLOtestimony
Cc: younger888@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Laura Younger
Organization: Individual
Address: Onaknoll Perris, CA
Phone: 951-741-0294
E-mail: younger888@aol.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 2:51 PM
To: WLOtestimony
Cc: srfnfrog@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Christopher Forsythe
Organization: Individual
Address: 108 Mom Ln. New Bern, NC
Phone: 951-818-3969
E-mail: srfnfrog@aol.com
Submitted on: 2/9/2011

Comments:
Hearing on HB 578
House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Christopher Forsythe

har3 - Megan

From: kalaefarm@cs.com
Sent: Wednesday, February 09, 2011 2:39 PM
To: WLOtestimony
Subject: Opposition to HB578

FROM: Patricia Morine

TO:
COMMITTEE ON WATER, LAND, & OCEAN RESOURCES
Chair Jerry L. Chang

Measure: HB578 Relating to Shark Feeding
Date/time of Hearing: Friday 11, 2011 9:00am

RE : IN STRONG OPPOSITION of HB578

The fines are prohibitive and the bill is contentious

"Feeding" means the introduction of or an attempt to introduce any food or other substance into the water "to attract marine life for any purpose other than to take the marine life."

What kind of bill is this? Think of what you are saying! It doesn't make sense.

We will impose up to a \$15,000 fine, take your boat, and your gear if you look at sharks, scientifically study them, or

take pictures of them. It is Ok to do the above if you are Hawaiian or if you are *Killing the sharks!*.

We need to stop taking marine life!

I support a bill on banning killing sharks in state waters.

I support a bill on creating more marine conservation areas where people can go see our rapidly dwindling marine life.

Our oceans are being fished out! Our marine reserves in the state represent less than 5% of our shoreline.

Drop this bill and work on making it 50% of our shoreline into Marine preserves and ban killing sharks.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 2:30 PM
To: WLOtestimony
Cc: eyesose@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Faith Craycroft
Organization: Individual
Address:
Phone:
E-mail: eyesose@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 2:23 PM
To: WLOtestimony
Cc: nshoresharks@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Tanja Remily
Organization:
Address: 47-016 Hui Iwa Pl Kaneohe, Hi. 96744
Phone: 808-478-7752
E-mail: nshoresharks@gmail.com
Submitted on: 2/9/2011

Comments:
TANJA REMILY
47-016 HUI IWA PL
KANEHOE, HI. 96744

TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

FEBRUARY 9, 2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Tanja Remily, and I am USCG licensed captain and work administratively for North Shore Shark Adventures.

I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water

demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and safe business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Tanja Remily

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 2:18 PM
To: WLOtestimony
Cc: e_paikai@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Evan Paikai
Organization: Individual
Address: 91-1008 Pa St. Ewa Beach, HI 96706
Phone: 808-227-5535
E-mail: e_paikai@yahoo.com
Submitted on: 2/9/2011

Comments:

Hearing on HB 578
House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee, I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users. I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population. Respectfully yours, Evan Paikai

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 2:17 PM
To: WLOtestimony
Cc: jrboatman@netzero.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Rebekah
Organization: Individual
Address:
Phone:
E-mail: jrboatman@netzero.com
Submitted on: 2/9/2011

Comments:

Hearing on HB 578
House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee, I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users. I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contibutes to the movement to conserve and promote a healthy shark population. Respectfully yours, Rebekah Boatman

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 1:57 PM
To: WLOtestimony
Cc: captladner@att.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Frank Ladner
Organization: Individual
Address:
Phone:
E-mail: captladner@att.net
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 1:54 PM
To: WLOtestimony
Cc: backwoodsroadhouse@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jessica Ladner
Organization: Individual
Address:
Phone:
E-mail: backwoodsroadhouse@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 1:53 PM
To: WLOtestimony
Cc: romil@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Ron Miller
Organization: Individual
Address:
Phone:
E-mail: romil@aol.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours, Ron Miller

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 1:49 PM
To: WLOtestimony
Cc: chead1029@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Charles Head
Organization: Individual
Address: 3684 E. State Rd 32 Lebanon, IN 46052
Phone: 765-482-5080
E-mail: chead1029@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 1:39 PM
To: WLOtestimony
Cc: laurainpalau@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Laura Luedke
Organization: Individual
Address: 1073 Bay Breeze Drive Suffolk, VA 23435
Phone:
E-mail: laurainpalau@yahoo.com
Submitted on: 2/9/2011

Comments:
TYPE YOUR NAME
ADDRESS

TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

FEBRUARY 9, 2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Laura Luedke, and I am TYPE YOUR TITLE OR AFFILIATION. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour

extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Laura Luedke, Ocean Lover

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 1:27 PM
To: WLOtestimony
Cc: Anteejules@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Julie Castro
Organization: Individual
Address:
Phone:
E-mail: Anteejules@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 12:47 PM
To: WLOtestimony
Cc: gitlip2@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Traci Faʻsi-Paiva
Organization: Individual
Address: Kailua, HI
Phone:
E-mail: gitlip2@yahoo.com
Submitted on: 2/9/2011

Comments:

As a local with MANY friends that are avid water people, I was at first opposed to these shark tours coming to our local waters. I like many other locals only heard the complaints and the protesting side. I am a true beleiver of there are 2 sides to every story, and especially after those cowards set fire to those 2 boats, I felt like I needed to hear the other side. Educate myself before making judgement. I now realize that North Shore Shark Adventures DID NOT bring the sharks into shore, nor are they only '1/2 a mile' off shore, NOR do they not care about the people they take on their tours, the local community or especially about the sharks and the environment. I learned that these are people that revel in the beauty of ocean habitat and want to share the experience with others. If they can make a living showing others the beauty, and 'awe', of the ocean around our islands then I applaud them. We have whale watching tours, dolphin tours and snorkling tours (that probably definitely chum the water to attract fish and turtles), why is it only the shark tours that are being singled out? Is it because of our lack of knowledge on the subject matter? or is it because sharks are 'scary'? Either way, this hearing is biased.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 12:18 PM
To: WLOtestimony
Cc: jremily@seaengineering.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jeffrey A. Remily
Organization: Individual
Address: 47-016 Hui Iwa Pl. No. C Kaneohe, HI
Phone: 808-306-2288
E-mail: jremily@seaengineering.com
Submitted on: 2/9/2011

Comments:

I oppose the proposed bill. It unfairly targets and discriminates against the shark viewing tours, and the proposed penalties are completely out of line given the severity of the offense. The fines/penalties are more appropriate for and similar to those associated with running/smuggling illegal drugs.

The shark tours that are currently operating are an asset to the North Shore community that provides an activity that is educational and exciting. The shark tours provide jobs for the local community, bring tourists to the area that spend money at other north shore businesses, contributes to the tax base that maintains harbors and infrastructure, as well as makes charitable contributions that directly improve the North Shore

Sharks are beautiful and fascinating creatures that can be better understood and appreciated by participating in the shark tour. The sharks are a Hawaiian asset that needs to be managed through education and proper stewardship, not strangled.

Respectfully,

Jeffrey A. Remily

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 12:08 PM
To: WLOtestimony
Cc: bhead1339@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Dr. Barbara and Charles Head
Organization: Brilliant Alliance, Inc
Address: 387 MW Magnolia Circle Crystal River, FL 34428
Phone: 352-795-4842
E-mail: bhead1339@yahoo.com
Submitted on: 2/9/2011

Comments:

TYPE YOUR NAME. Dr Barbara Head
ADDRESS: 387 NW Magnolia Circle
Crystal River, FL 34428

TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

FEBRUARY 9, 2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Dr. Barbara Hrad, and I am a dentist. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

Though never actually stated, the original intent of HRS 188-40.6 is to regulate shark cage viewing tours, however shark cage viewing tours operate outside of the state water demarcation. The committee is undoubtedly aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour

extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no justification for proposed legislation HB 578 and it only serves to incite the controversy. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore. The bill supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment.

HRS 188-40.6 falls under fishing rights and regulations. As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which also bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, tending to crab pots, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated, however potentially pose a threat to the safety of ocean users.

Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour, which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Dr. Barbara Head

We live in Florida and my husband and I fly every year to Honolulu to partake in the Shark adventure. We know wildlife preservation living in the world headquarters for manatees.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:37 AM
To: WLOtestimony
Cc: promo2526@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Alan Andrew Arato
Organization: Individual
Address: Honolulu, Hawaii
Phone:
E-mail: promo2526@yahoo.com
Submitted on: 2/9/2011

Comments:
Hearing on HB 578
House Committee on Water, Land, & Ocean Resources
Hearing: February 11, 2011 9 am
House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Alan Arato

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 11:22 AM
To: WLOtestimony
Cc: rosercachola@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Rose Lloyd
Organization: Individual
Address: 99-448 Fernridge Place Aiea, Hawaii
Phone: 8085423970
E-mail: rosercachola@gmail.com
Submitted on: 2/9/2011

Comments:

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Rose Lloyd, and I am a Reservations Agent with Hawaiiactivities.com. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliwaa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour

extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Rose Lloyd - Hawaiiactivities.com Reservations

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:41 AM
To: WLOtestimony
Cc: barrydogg@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: BARRETT CRAYCROFT
Organization: Individual
Address: 2069 California Ave 13H Wahiawa hawaii
Phone: 808-349-6263
E-mail: barrydogg@hotmail.com
Submitted on: 2/9/2011

Comments:

My name is Barrett Craycroft, and I am a local resident. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliwewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony

crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:41 AM
To: WLOtestimony
Cc: sailak@gci.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Wallace M Lauterbach
Organization: North Shore Fishing Adventures
Address: 69-277 Kahaone Loop # B Waialua, HI 96791
Phone: 9073455148
E-mail: sailak@gci.net
Submitted on: 2/9/2011

Comments:
Wallace M Lauterbach

Captain, Fishing Charter Vessel "Millie K";

69-277 Kahone Lp #B

Waialua, HI 96791

TO THE

COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES

THE TWENTY-SIXTH STATE LEGISLATURE

REGULAR SESSION OF 2011

02/09/11

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,

AND MEMBERS OF THE COMMITTEE:

My name is Wallace Lauterbach, and I am the captain of the charter fishing vessel Millie K out of Haleiwa, HI. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haleiwa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Wallace Lauterbach

Captain, Charter Fishing Vessel

"Millie K";

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:40 AM
To: WLOtestimony
Cc: gnauahi@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Gabriel Nauahi Sr
Organization: Individual
Address: 1409 Ainapua St Honolulu HI
Phone: 808 384-5674
E-mail: gnauahi@yahoo.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Gabriel Nauahi

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:37 AM
To: WLOtestimony
Cc: sinanauahi@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Sina Nauahi
Organization: Individual
Address: 1409 Ainapua St Honolulu HI
Phone: 808 255-9228
E-mail: sinanauahi@yahoo.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Sina Nauahi

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:19 AM
To: WLOtestimony
Cc: jaimeblu@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jaime Craycroft
Organization: Individual
Address: 2069 California Ave 13H Wahiawa Hawaii
Phone: 808-220-1310
E-mail: jaimeblu@hotmail.com
Submitted on: 2/9/2011

Comments:

My name is Jaime Craycroft, and I was born and raised on the North Shore. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliwewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony

crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 10:01 AM
To: WLOtestimony
Cc: Heatherb@hawaii.rr.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Heather Barboza
Organization: Individual
Address:
Phone: 808-227-7738
E-mail: Heatherb@hawaii.rr.com
Submitted on: 2/9/2011

Comments:

I support the shark viewing tours and oppose any regulation to ban the feeding and viewing of sharks.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:59 AM
To: WLOtestimony
Cc: cassidy.ueki@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Cassidy Ueki
Organization: Individual
Address: 2241 Kapahu St. Honolulu, Hawaii
Phone: 808-542-3879
E-mail: cassidy.ueki@gmail.com
Submitted on: 2/9/2011

Comments:
Cassidy Ueki
2241 Kapahu St.
Honolulu, HI 96813
TO THE COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

February 9, 2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Cassidy Ueki, and I am the administrative assistant for the Hawaii Activity Stores. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish

for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Cassidy Ueki, Admin. Asst.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:58 AM
To: WLOtestimony
Cc: Barbozac001@hawaii.rr.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Chris Barboza
Organization: Individual
Address:
Phone: 808-637-5711
E-mail: Barbozac001@hawaii.rr.com
Submitted on: 2/9/2011

Comments:

I am writing this in support of the shark viewing tours. There is absolutely no evidence whatsoever that these tours are harmful to the safety and well being of the recreational ocean user. They have been operating for nearly 10 years with no increase in shark attacks on the North Shore. They provide an educational tour to people that may have a false impression of the dangers that sharks pose to humans.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:46 AM
To: WLOtestimony
Cc: enauahi@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Eleni Nauahi
Organization: Individual
Address: 1409 Ainapua St Honolulu HI
Phone: 808 232-8885
E-mail: enuahi@hotmail.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contibutes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Eleni Nauahi

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:25 AM
To: WLOtestimony
Cc: charityschoenfeld@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Charity Schoenfeld
Organization: Honu Hawaii Activities
Address: 55-559 Kamehameha Hwy Laie, HI
Phone: 1-888-808-4668
E-mail: charityschoenfeld@yahoo.com
Submitted on: 2/9/2011

Comments:

> Charity Schoenfeld
> 55-559 Kamehameha Hwy Laie HI 96762
>
> TO THE
>
> COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES > > > > HOUSE OF
REPRESENTATIVES > > THE TWENTY-SIXTH STATE LEGISLATURE > > REGULAR SESSION OF
2011 > > > > February 8 2011 > > > > > > TESTIMONY IN
OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING > > > > > > THE HONORABLE
JERRY. L. CHANG, CHAIR, >
> AND MEMBERS OF THE COMMITTEE:
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>
> My name is Charity Schoenfeld, and I am a local resident of the North Shore

area and work for Honu Hawaii Activities. I strongly oppose HB 578. I have had the opportunity to experience the Shark Tours out of Haleiwa and I have also snorkeled and scuba dived with sharks outside of a cage in Hawaiian waters. I strongly agree with everything stated below. Not only is this bill a completely founded on the emotions of uneducated extremists, the bill is a complete double standard following lines of absurdity. I think it is sad that our tax dollars are being wasted on another circus trying to blow smoke.

> The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

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> HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding

sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

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> As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haleiwa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

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> The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

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>
> I respectfully strongly oppose HB 578 > > >
> Thank you for allowing me to testify.

Charity Schoenfeld, Long Time Resident and worker in the Local Tourist Industry > >

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:21 AM
To: WLOtestimony
Cc: nana9308@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Breanna Larson
Organization: Individual
Address: 98-930 Apt C Iho Pl Aiea, HI
Phone: 808 392-9861
E-mail: nana9308@yahoo.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contibutes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Breanna Larson

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:10 AM
To: WLOtestimony
Cc: kaulananauahi@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Gabriel Nauahi
Organization: Individual
Address: 1409 Ainapua St Honolulu HI
Phone: 808 398-1646
E-mail: kaulanauahi@yahoo.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Gabriel Nauahi

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:03 AM
To: WLOtestimony
Cc: timmyschumacher808@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: TIMMY SCHUMACHER
Organization: Individual
Address: 61-736 Papailoa Rd Haleiwa HI
Phone: 8082304635
E-mail: timmyschumacher808@gmail.com
Submitted on: 2/9/2011

Comments:
TIMMY SCHUMACHER
61-736 PAPAIOLOA RD
HALEIWA, HI 96712

TO THE

COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES

THE TWENTY-SIXTH STATE LEGISLATURE

REGULAR SESSION OF 2011

2/9/2011

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,

AND MEMBERS OF THE COMMITTEE:

My name is Timmy Schumacher. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Timmy Schumacher

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 8:54 AM
To: WLOtestimony
Cc: kekoa@honuhawaiiactivities.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Aaron Kekoa Stanton
Organization: Honu Hawaii Activities and my individual self
Address: Hawaii
Phone: 1-888-808-4668
E-mail: kekoa@honuhawaiiactivities.com
Submitted on: 2/9/2011

Comments:

Aloha,

This is in regards to the Shark Tours out of Haleiwa on the North Shore of Oahu. I am local North Shore resident. I am a lover of nature, animals and the ocean. There has been a lot of controversy regarding the shark tours and the impact it has on the behavior of sharks and how they interact with people. As someone who spends a lot of time in the ocean, I too am concerned about anything that would endanger myself or my family. I am also concerned about the impact humans have on our environment and wild life.

Most of the arguments I have heard against these shark tours are not grounded in real facts so much as rumor and speculation. I have participated on shark tours various times and read some of the documentation produced by marine biologists regarding the matter. I do not see how the shark tours impact the wildlife or endanger people any more than the fishing and crabbing industry do out of the same harbor.

In reality, any interaction a human has with an animal would alter its behavior. But if we, as a society, are ok with fishing and crabbing, there is a double standard by allowing those activities to continue but prohibiting shark tours. It is absurd that there is such a great outcry against an activity that allows people to observe and become educated about sharks in their environment, but those same voices are silent when it comes to hunting and killing sharks or other marine wildlife. Perhaps they watch too much television. Or perhaps they are part of a vocal minority that feels the need to outcry or protest against something regardless of the facts or reality of the situation surrounding the matter.

I encourage you to consult the experts and marine biologists and take their opinion on the mater. Or even check out the tours for yourself. Please allow the shark tours to continue.

Thank You,
Kekoa Stanton
Honu Hawaii Activities

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:59 AM
To: WLOtestimony
Cc: deanna6944@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Deanna Cunningham
Organization: Individual
Address: 58-031 kaunala st haleiwa, Hi
Phone: 808-778-2103
E-mail: deanna6944@hotmail.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:40 AM
To: WLOtestimony
Cc: dfcunningham_1999@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: David Cunningham
Organization: Individual
Address: 58-031 kaunala st. haleiwa, Hi
Phone: 808- 371-5976
E-mail: dfcunningham_1999@yahoo.com
Submitted on: 2/9/2011

Comments:
there are laws and penalties already, Why waste more time and money on this.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:50 AM
To: WLOtestimony
Cc: krstlrosa@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Kristal Rosa
Organization: Individual
Address: 1634 Keala Dr Honolulu, HI
Phone: 8083894407
E-mail: krstlrosa@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:36 AM
To: WLOtestimony
Cc: onedroptravel@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Robert Jeremiah
Organization: Individual
Address: 1634 Kealia Dr. Honolulu, HI
Phone: 8086993456
E-mail: onedroptravel@gmail.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,

Robert Jeremiah

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 5:31 AM
To: WLOtestimony
Cc: sharktours@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: joe pavsek
Organization: Individual
Address: 61-724 papailoa road HI
Phone: 808 2211794
E-mail: sharktours@gmail.com
Submitted on: 2/9/2011

Comments:

After 10 years of doing business in Haleiwa we are now being attracted again from people outside my district. There is no evidence that supports any of the lies that have been said about our tours. We have proven we are not a threat to public safety we do not bring sharks to shore, we are very educational, we support our community, etc. Please show us with facts why we are being attracted. There has been no creditable evidence that there is a problem with us so why is there a Bill to increase funds for feeding sharks??? I can chum like hell to catch sharks in State waters, i can chum like hell for education, I can chum like hell for Science. But we can not look at the sharks????? What is wrong with picture? Joe Pavsek

har3 - Megan

From: Michael Skoletsky [michael.skoletsky@sharksavers.org]
Sent: Wednesday, February 09, 2011 5:11 AM
To: WLOtestimony
Subject: Reject HB578 (Establishing civil penalties for shark feeding)

I strongly urge the you to reject HB578.

There is no evidence that attracting sharks with bait in any way endangers the public, especially when the baiting occurs in Federal waters 3 miles or more from shore. If you believe that it is, then it behooves you to provide the same penalties for all activities that put bait into the water or otherwise attract sharks. Recreational shark fishing intentionally baits sharks. Spear fishing attracts sharks, albeit unintentionally, but with the same outcome.

To single out one, very small group of people who attract sharks with no desire to hurt them while it remains acceptable for a much larger group of people to attract sharks with the intent to kill them, is disingenuous and discriminatory. What's more, it does not serve any valuable purpose whatsoever.

Sincerely yours,
Michael Skoletsky
Executive Director, Shark Savers

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 1:50 AM
To: WLOtestimony
Cc: wmillerjr2000@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Warren Miller
Organization: Individual
Address: 212 Ironwood Drive Hendersonville, NC
Phone: 8288170999
E-mail: wmillerjr2000@yahoo.com
Submitted on: 2/9/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Warren Miller

har3 - Megan

From: juliecarla@gmail.com on behalf of Julie Andersen [julie.andersen@sharksavers.org]
Sent: Tuesday, February 08, 2011 10:48 PM
To: WLOtestimony
Subject: In Opposition of Measure: HB578 Relating to Shark Feeding

FROM: Julie Andersen, Founder & Director, Shark Savers

TO: COMMITTEE ON WATER, LAND, & OCEAN RESOURCES
Chair Jerry L. Chang

Measure: HB578 Relating to Shark Feeding
Date/time of Hearing: Friday 11, 2011 9:00am

RE : IN STRONG OPPOSITION of HB578

I find myself in disbelief as to what is occurring in Hawaii. Arson, intentional and excessive harassment, and now a ridiculous bill clearly aimed at shutting down important shark tourism, proven to be nothing but beneficial for Hawaii as well as an endangered species. Is this 2011 or 1911? Aren't there far bigger issues to address and better ways to spend taxpayer dollars?

HB578 is heavily prejudiced, full of holes, and clearly driven by personal motivations. It is obviously aimed specifically at two shark dive operators, neither of who have had a single violation of state law. So why now must penalties be increased? And why are these penalties not being currently enforced upon all of the recreational and commercial fishermen that use bait? Surely you must know, shark diving operators are not the first to attract or feed sharks – nor are they actively doing so in Hawaiian waters. For hundreds of years, thousands of fishing boats, spear fishermen and sports fishermen chum and bait the water and others clean their catch or throw back considerable amounts of injured or dead bycatch not just in Hawaiian waters – but close to shore,

If the contention is that attracting sharks with bait is endangering the public, then why isn't this law equally applicable to everyone and not just two small businesses that operate three miles out in Federal waters?

Laws are meant to protect the public without prejudice. And lawmakers are meant to use their power magnanimously - and not intentionally prosecute. I highly urge lawmakers to reconsider this bill and reject it immediately for these two reasons alone, setting aside how critical shark diving is to the preservation of a species, ocean ecosystems and the world's economy.

Shame on you for wasting time and precious resources on something so preposterous.

--

Julie Andersen
Founder & Producer, www.wildsphereproductions.com
Founder & Director, Shark Savers - www.sharksavers.org
Shark Angel - www.sharkangels.com

US: +1.917.546.6618
SA Cell: +27 72 9030697
SA: +21 21 7854817
skype: juliecarla1

Blog: <http://sharkangels.blogspot.com/>
Linked in: <http://www.linkedin.com/in/julieandersen>
Facebook: <http://www.facebook.com/julieandersen>

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 08, 2011 6:30 PM
To: WLOtestimony
Cc: luana.brown@olsten.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Luana Brown
Organization: Individual
Address: 1030 Aoloa Pl # 407A Kailua, HI 96734
Phone: 808-230-7867
E-mail: luana.brown@olsten.com
Submitted on: 2/8/2011

Comments:
Hearing on HB 578

House Committee on Water, Land, & Ocean Resources

Hearing: February 11, 2011 9 am

House conference room 325.

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Luana Brown

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 08, 2011 10:41 AM
To: WLOtestimony
Cc: alohajoelle@comcast.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Joelle M. Strain
Organization: Individual
Address: 65 Cherry Creek Road Cloverdale, CA 95425
Phone: 707-291-2685
E-mail: alohajoelle@comcast.net
Submitted on: 2/8/2011

Comments:

I support the running of North Shore Shark Adventures. They have been in business for over 10 years with no incidences to report. They supply jobs to Haleiwa and they support the community. DON'T CLOSE THEM DOWN!!! Thank you!!!

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 12:42 PM
To: WLOtestimony
Cc: ptogawa@hotmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Peter Togawa
Organization: Individual
Address:
Phone:
E-mail: ptogawa@hotmail.com
Submitted on: 2/10/2011

Comments:

The passing of this law will shutdown businesses that benefit from this natural resource. The shutdown of such businesses will only hurt our state's economy further. There is a long economical chain that only help our state in the long run. Passing this law will only further cut the umbilical cord that is able bodied, willing, taxpaying, gainfully employed members of our State.

Instead of cutting these businesses regulatory measures should be discussed with both business owners, marine scientists, and lawmakers. This avenue will only strengthen our economy as it brings other businesses and perspective burgeoning businesses into the picture. With more business comes more employment. With more employment comes more taxpayers. With more taxpayers perhaps we can rise as one of the states in our Union that come out on top of this miserable recession successful. Successful to our Nation by extending our hands helping our economy and not extending our hands for a bailout. Passing this law is detrimental to all in the long run, With proper regulation it will only strengthen our natural resources and further develop eco-tourism, Hawaii's very biggest draw.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 12:30 PM
To: WLOtestimony
Cc: debmck@tpg.com.au
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Debbie McKinstry
Organization: Individual
Address: Walnut Grove Beaconsfield Australia
Phone: +61359444444
E-mail: debmck@tpg.com.au
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 2:15 PM
To: WLOtestimony
Cc: adamsclaire3352@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Claire Adams
Organization: Individual
Address:
Phone:
E-mail: adamsclaire3352@yahoo.com
Submitted on: 2/10/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contibutes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Claire Adams

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 2:12 PM
To: WLOtestimony
Cc: adamssteve3352@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Stephen w. Adams
Organization: Individual
Address: 1211 s. vicentia st corona, ca
Phone: 7147024734
E-mail: adamssteve3352@yahoo.com
Submitted on: 2/10/2011

Comments:

Dear Chairman Chang, Vice Chairman Har, and Members of the Water Land, and Ocean Resources Committee,

I write in opposition to House Bill 578 which would, without justification, essentially force a successful business to cease operations after being in existence for over ten years. Shark viewing tours have been operating out of Hale'iwa Harbor since 2001 without a single issue regarding the safety of employees, guests, or near ocean users.

I support shark viewing activity as it; contributes to the economic stability of Hale'iwa and the State of Hawai'i, educates patrons on the importance of these magnificent creatures to a healthy ocean, and contributes to the movement to conserve and promote a healthy shark population.

Respectfully yours,
Stephen Adams

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 2:23 PM
To: WLOtestimony
Cc: robynantonucci@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Robyn
Organization: Individual
Address: 95270 Waikalani Dr. # G-301 Mililani, Hi. 96789
Phone: 808-227-1457
E-mail: robynantonucci@yahoo.com
Submitted on: 2/9/2011

Comments:

North Shore Shark Adventures is a wonderful learning experience that should remain available for all. It does not decrease respect for these beautiful creatures but in fact does the opposite. The University of Hawaii has used this company for research as well and endorses the experience. Economic growth is helped tremendously by this company, as it brings tourists to Haleiwa who spend their monies in the shops and restaurants. Closing this company would effect many businesses as well as put many people out of work, effecting their families. Thanks for your listening and knowledgeable ears.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 12:19 PM
To: WLOtestimony
Cc: Heatherbdjg@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Heather Ellis
Organization: Individual
Address: 1065 Kalapki Street Honolulu, HI
Phone: 8083893116
E-mail: Heatherbdjg@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:52 AM
To: WLOtestimony
Cc: Jada0013@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jami Park
Organization: Individual
Address: 2270 KALAKAUA AVE #212 HONOLULU
Phone: 808-926-3800
E-mail: Jada0013@yahoo.com
Submitted on: 2/9/2011

Comments:

Mrs. Jami Park
2270 Kalakaua Ave
Ste 212
Honolulu, HI 96815

TO THE
COMMITTEE ON WATER, LAND, AGRICULTURE, AND OCEAN RESOURCES

HOUSE OF REPRESENTATIVES
THE TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION OF 2011

2/9/11

TESTIMONY IN OPPOSITION TO HB 578 - RELATING TO SHARK FEEDING

THE HONORABLE JERRY. L. CHANG, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Jami Park, and I am an individual. I strongly oppose HB 578. The penalties proposed in this bill are excessive, onerous, uncalled for and unnecessary. The logical reason penalty provisions should be increased is because they are not successfully detouring the illegal action. However there has not been a single shark feeding conviction in the state of Hawaii. Furthermore, the punishment does not fit the infraction and might be likened to seizing your automobile and drivers license and charging you \$15,000 for speeding.

HRS 188-40.6 falls under fishing rights and regulations. I believe the intent of the law is to protect the safety of ocean users. The underlying supposition is that feeding sharks too close to shore will increase the shark concentration near shore and therefore lead to more encounters with sharks and possibly attacks on ocean users. There is no evidence that the sharks species predominantly observed on the shark viewing tours (Galapagos and Sandbar sharks) have been identified near shore.

As the law stands, it is perfectly legal to chum or feed in waters as much as you want, directly off Waikiki, Haliewa or anywhere else within state waters, with the intent to fish for and "take" a shark. I presume this would usually lead to killing that shark. I don't comprehend how feeding for the purpose of taking a shark poses any less risk to the safety of ocean users. There are many other activities which bring sharks closer to shore and possibly affect the safety of ocean users such as the moi fish farms, the Waikiki night shark fishing tours, fisherman cleaning their catch in harbors or just outside, etc. None of these activities are regulated.

The original and unspoken intent of HRS 188-40.6 is to restrict shark cage viewing tours from operating in state water. Shark cage viewing tours do operate outside of the state water demarcation. I am sure the committee is aware of the current public controversy over these tours. In fact, the situation has recently gotten out of control and anti-shark tour extremists have resorted to committing arson on two shark tour boats. This is a felony crime. I believe there is no real need for this proposed legislation HB 578 and it only supports the anti shark-tour extremists incorrect position, which is not founded upon any empirical evidence that the shark cage viewing tours do any harm to ocean public safety or the environment. Furthermore, the shark cage viewing tours are a viable eco-friendly, educational and safe tour which provides local employment opportunities, tax income to the state, and patronage to the local business community. Passing this provision unjustifiably and discriminatorily targets a viable and legally operating business.

I respectfully strongly oppose HB 578

Thank you for allowing me to testify.

Mrs. Jami Park

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 4:39 PM
To: WLOtestimony
Cc: Lon@haleiwasurfboard.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lon Klein
Organization: Individual
Address:
Phone:
E-mail: Lon@haleiwasurfboard.com
Submitted on: 2/10/2011

Comments:

The shark tours are providing a positive experience for their patrons.
The objections that have been raised have all proven to be misguided.
It would be a real disservice to visitors, and the community, to adopt Bill 578.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 6:07 PM
To: WLOtestimony
Cc: daveyo2754@earthlink.net
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: david brian overland
Organization: Individual
Address: 3602 woodland park ave.n. seattle,wa.
Phone: 2063900970
E-mail: daveyo2754@earthlink.net
Submitted on: 2/10/2011

Comments:

I have been on the tour and I believe they do no impact there habitat

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 1:40 PM
To: WLOtestimony
Cc: johnmelino@gmail.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: John Melino
Organization: Individual
Address: 6726 Sherri Street Juneau, Alaska
Phone: 808 754 2602
E-mail: johnmelino@gmail.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:14 AM
To: WLOtestimony
Cc: Caligirl72k@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Kristin
Organization: Individual
Address:
Phone:
E-mail: Caligirl72k@aol.com
Submitted on: 2/10/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 9:20 PM
To: WLOtestimony
Cc: lisamarie41581@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Lisa Bollinger
Organization: Individual
Address:
Phone:
E-mail: lisamarie41581@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 7:08 PM
To: WLOtestimony
Cc: aclaire83@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Claire Adams
Organization: Individual
Address:
Phone:
E-mail: aclaire83@aol.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 09, 2011 6:41 PM
To: WLOtestimony
Cc: Alohanoe2005@yahoo.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Francine Forquer
Organization: Individual
Address: 21510-G Yorba Linda Blvd., #536 Yorba Linda, CA 92887
Phone: (714)692-7709
E-mail: Alohanoe2005@yahoo.com
Submitted on: 2/9/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 08, 2011 6:36 PM
To: WLOtestimony
Cc: Jacksb85@aol.com
Subject: Testimony for HB578 on 2/11/2011 9:00:00 AM

Testimony for WLO 2/11/2011 9:00:00 AM HB578

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: K Miller
Organization: Individual
Address:
Phone:
E-mail: Jacksb85@aol.com
Submitted on: 2/8/2011

Comments: