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## A BILL FOR AN ACT

RELATING TO FISHPONDS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that the repair of many  
2 Hawaiian fishponds may require permits from the department of  
3 land and natural resources, department of health, office of  
4 planning, and federal and county governments.

5           The legislature further finds that the process of obtaining  
6 a permit for the restoration of Hawaiian fishponds is time  
7 consuming, complicated, confusing, and varies depending upon the  
8 circumstances of the party applying for the permit. The  
9 existing regulations and permit requirements preclude community  
10 organizations and Native Hawaiian aquaculturalists from  
11 repairing and maintaining Hawaiian fishponds.

12           The State has the ability to streamline the permit process  
13 and promote interagency cooperation to facilitate restoration  
14 and leasing of fishponds to cultural and familial descendants.  
15 However, the State has not led a comprehensive initiative to  
16 streamline the permit process for restoration of Hawaiian  
17 fishponds in more than thirty years.



1           The restoration and reuse of *loko i'a* provide an opportunity  
2 to increase supplies of certain fish which will make Hawaii more  
3 food-secure and increase sustainable economic development  
4 opportunities for rural communities.

5           The purpose of this Act is to require the department of  
6 land and natural resources, department of health, and office of  
7 planning in collaboration with community organizations and  
8 Native Hawaiian aquaculturalists, to streamline the permitting  
9 process and facilitate the restoration of Hawaiian fishponds.

10           SECTION 2. The department of land and natural resources,  
11 department of health, and office of planning, in collaboration  
12 with community organizations and Native Hawaiian  
13 aquaculturalists, shall streamline the permitting process and  
14 facilitate the restoration of Hawaiian fishponds by  
15 implementing:

16           (1) One master conservation district use application  
17           process that applies to all Hawaiian fishponds;

18           (2) A coastal zone management program consistency  
19           statement for Hawaiian fishponds;

20           (3) Water quality certification for Hawaiian fishponds;



1 (4) A general permit for Hawaiian fishponds that conforms  
2 to the requirements for a Hawaiian fishpond pollution  
3 discharge elimination system; and


4 (5) Administrative rules to be applied consistently  
5 throughout the State.

6 The department of land and natural resources with input  
7 from the department of health and office of planning shall  
8 submit a report of its findings and recommendations, including  
9 any proposed legislation for a streamlined permit process for  
10 the restoration of Hawaiian fishponds, to the legislature no  
11 later than twenty days prior to the convening of the regular  
12 session of 2014.

13 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

  
JAN 22 2013



# H.B. NO. 710

**Report Title:**

Fishponds; Restoration; Permits

**Description:**

Requires the Department of Land and Natural Resources, Department of Health, and Office of Planning to streamline the permitting process and facilitate the restoration of Hawaiian fishponds. Requires DLNR to submit a report of findings and recommendations.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

