

Honolulu, Hawaii

March 15, 2013

RE: S.B. No. 1169
S.D. 2

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Ocean, Marine Resources, & Hawaiian
Affairs, to which was referred S.B. No. 1169, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE KAHOO LAWE ISLAND RESERVE,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Clarify the offenses for which property is subject to forfeiture under Chapter 6K, Hawaii Revised Statutes, relating to the Kahoolawe Island Reserve, including any activity prohibited by rules of the Island Reserve and any violation of rules regulating fishing in waters within the Island Reserve except by persons or vessels within one nautical mile of the boundaries of the Island Reserve;
- (2) Clarify that property or natural resources used or taken in violation of the Kahoolawe Island Reserve laws are subject to the search and seizure provisions of the Conservation and Resources Enforcement laws and the State's forfeiture laws; and
- (3) Require the Kahoolawe Island Reserve Commission to adopt rules, as appropriate, that provide for forfeiture for violations that are subject to penalties.



The Department of Land and Natural Resources, Office of Hawaiian Affairs, Kahoolawe Island Reserve Commission, and Ocean Tourism Coalition provided testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1169, S.D. 2, and recommends that it pass Second Reading and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Ocean, Marine
Resources, & Hawaiian Affairs,



FAYE P. HANOHANO, Chair



