

STAND. COM. REP. NO. 2296

Honolulu, Hawaii

FEB 12 2014

RE: S.B. No. 2124  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Madam:

Your Committees on Water and Land and Hawaiian Affairs, to which was referred S.B. No. 2124 entitled:

"A BILL FOR AN ACT RELATING TO OPIHI,"

beg leave to report as follows:

The purpose and intent of this measure is to rehabilitate the natural populations of all Hawaiian opihi species and establish a new direction for the management of the fishery.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Office of Hawaiian Affairs, Aha Moku Advisory Committee, Nature Conservancy, Association of Hawaiian Civic Clubs, and twelve individuals. Your Committees received testimony in opposition to this measure from three individuals. Your Committees received comments on this measure from one individual.

Your Committees find that in the past century, there was a ten-fold decline in the amount of opihi available in markets, and the average amount of opihi has further been halved in the past forty years. The people of Hawaii, opihi harvesters, university scientists, and marine resource managers agree that the popularity of opihi as a delicacy has led to overharvesting statewide and the decline of natural populations. Notably, the island of Oahu has been hit especially hard, where *Cellana exarata* and *Cellana sandwicensis* are rare, and *Cellana talcosa* is functionally absent.



The key to increasing the sustainable harvest of opihi populations is protecting a portion of the populations so that they may reproduce and create the next generation. Fisheries replenishment and management areas are promising management tools to protect breeding populations, while allowing harvest in unprotected areas.

Your Committees' intent is to increase long-term standing-stock opihi abundance, as well as the amount of opihi available for consumption or use by the people of Hawaii.

Your Committees have amended this measure by:

- (1) Deleting the possession of an instrument for harvesting or taking opihi as one of three objects that if possessed simultaneously would constitute unlawful activity pursuant to this measure;
- (2) Clarifying that any person may take or harvest opihi from coastal areas or nearshore waters of the State from June 1 to August 30 and from December 1 through January 31; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Water and Land and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2124, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2124, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Water and Land  
and Hawaiian Affairs,



MAILE S.L. SHIMABUKURO, Chair




MALAMA SOLOMON, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

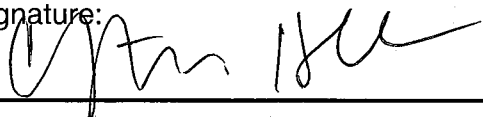
**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:* <b>SB 2124</b>	Committee Referral: <b>WTL/HWN, WAM</b>	Date: <b>2/3/14</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
SOLOMON, Malama (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
DELA CRUZ, Donovan M.				✓
IHARA, Jr., Les	✓			
RUDERMAN, Russell E.	✓			
SHIMABUKURO, Maile S.L.				✓
TANIGUCHI, Brian	✓			
THIELEN, Laura H.				✓
SLOM, Sam				✓
<b>TOTAL</b>	<b>5</b>			<b>4</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Hawaiian Affairs**  
**HWN**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB2124	WTL/HWN, WAM	2/9/14		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
SHIMABUKURO, Maile S.L. (C)	✓			
HEE, Clayton (VC)	✓			
GALUTERIA, Brickwood	✓			
KIDANI, Michelle N.				
SLOM, Sam				
<b>TOTAL</b>	<b>3</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes