

Honolulu, Hawaii  
February 12, 2016

RE: H.B. No. 1734  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Ocean, Marine Resources, & Hawaiian Affairs, to which was referred H.B. No. 1734 entitled:

"A BILL FOR AN ACT RELATING TO MARINE LIFE PROTECTION,"

begs leave to report as follows:

The purpose of this measure is to prohibit and provide penalties for the knowing capture, killing, or taking of all sharks and rays within state marine waters subject to exceptions for special activity permits, native Hawaiian gathering rights and traditional cultural practices, public safety, and personal safety. This measure establishes a new prohibition on the knowing capture, killing, or taking of sharks and clarifies and expands the existing prohibition on the knowing capture or killing of manta rays.

Your Committee received testimony in support of this measure from the Aha Moku Advisory Committee, Humane Society International, Wild Aid, The Manta Trust, Shark Stewards, the Center for Biological Diversity, The Humane Society of the United States, Defenders of Wildlife, West Hawaii Humane Society, Animal Rights Hawai'i, Conservation Council for Hawai'i, Babes Against Biotech, Ho'omana Pono, LLC, and many individuals. Your Committee received testimony in opposition to this measure from Hawaii Goes Fishing, Hawaii Fishermen's Alliance for Conservation and Tradition, and several individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources, Center for Hawaiian Sovereignty Studies, and two individuals.

HB1734 HD1 HSCR OMH HMS 2016-1828



Your Committee has amended this measure by:

- (1) Clarifying the definitions of "shark" and "ray";
- (2) Adding a severability clause; and
- (3) Making technical, nonsubstantive amendments.

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 H.B. No. 1734, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1734, H.D. 1, and be referred to your Committee on Judiciary.

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

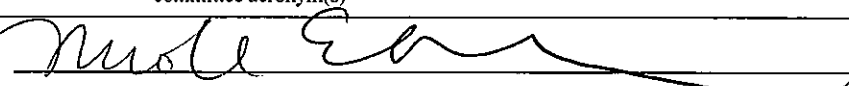
  
KANIELA ING, Chair



State of Hawaii  
House of Representatives  
The Twenty-eighth Legislature

HSCR 267-16

Record of Votes of the Committee on Ocean, Marine Resources, & Hawaiian Affairs

Bill/Resolution No.: HB 1734	Committee Referral: OMH, JUD, FIN	Date: Feb, 10, 2016		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
OMH Members	Ayes	Ayes (WR)	Nays	Excused
1. ING, Kaniela (C)	/			
2. LOWEN, Nicole E. (VC)	/			
3. CULLEN, Ty J.K.	/			
4. EVANS, Cindy				/
5. LEE, Chris	/			
6. NISHIMOTO, Scott Y.				/
7. SAY, Calvin K.Y.				/
8. YAMANE, Ryan I.	/			
9. POUHA, Feki	/			
10. THIELEN, Cynthia	/			
TOTAL (10)	7	0	0	3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				