

STAND. COM. REP. NO.

1009

Honolulu, Hawaii

MAR 23 2017

RE: H.B. No. 861
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred H.B. No. 861, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO COMMUNITY-BASED SUBSISTENCE FISHING AREAS, "

begs leave to report as follows:

The purpose and intent of this measure is to require the Department of Land and Natural Resources to:

- (1) Designate and adopt rules for no fewer than five community-based subsistence fishing areas by December 31, 2025; and
- (2) Submit an annual report to the Legislature on the Department's progress, including any recommendations and proposed legislation.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Kua'āina Ulu 'Auamo, Hawai'i Alliance for Progressive Action, and six individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc.; and six individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.



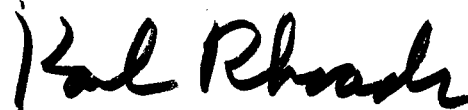
Your Committee finds that community-based fisheries management can help restore and sustain Hawaii's nearshore resources. The Department of Land and Natural Resources was given the statutory authority in 1994 to establish community-based subsistence fishing areas and rules; however, since that time only one such area has been established. Your Committee notes that due diligence necessitates a certain timeframe for community consultation and proper rule-making, but finds that stronger policy is needed to encourage timely and meaningful adoption of community-based fisheries management in the State.

Your Committee has amended this measure by:

- (1) Removing the requirement that the Department of Land and Natural Resources establish five community-based subsistence fishing area by December 31, 2025;
- (2) Requiring the Department of Land and Natural Resources to adopt rules within two years of receiving a proposal for a community-based subsistence fishing area;
- (3) Clarifying the information required by the annual report to the Legislature; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 861, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 861, H.D. 2, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Water and Land,

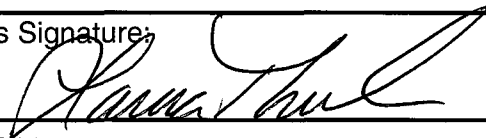


KARL RHOADS, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:		
HB861 HDZ	WTL, WAM	03-17-2017		
<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
RHOADS, Karl (C)	/			
GABBARD, Mike (VC)				/
INOUYE, Lorraine R.	/			
KIM, Donna Mercado				/
THIELEN, Laura H.	/			
TOTAL	3	—	—	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes