

Honolulu, Hawaii

APR 26 , 2019

RE: H.B. No. 808  
H.D. 1  
S.D. 2  
C.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 808, H.D. 1, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO SHARK AND RAY PROTECTION,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to protect the marine ecosystem for ecological, recreational, and cultural purposes by:

- (1) Establishing a misdemeanor offense, fines, and administrative penalties for knowingly capturing, taking, possessing, abusing, entangling, or killing any shark in state marine waters; and



- (2) Expanding the existing misdemeanor offense for knowingly capturing or killing a manta ray in state marine waters to apply to all rays in state marine waters and to also include knowingly taking, possessing, abusing, or entangling any ray.

Your Committee on Conference has amended this measure by:

- (1) Deleting its purpose section;
- (2) Deleting the new misdemeanor offense for knowingly capturing, taking, possessing, abusing, entangling, or killing any shark in state marine waters;
- (3) Directing, rather than authorizing, the Department of Land and Natural Resources to adopt rules pursuant to chapter 91, Hawaii Revised Statutes, to define the take of ray and to determine when a take exceeds the potential biological removal level;
- (4) Changing its effective date to upon approval; and
- (5) Making technical, nonsubstantive amendments.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 808, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 808, H.D. 1, S.D. 2, C.D. 1.



Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE



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KAIALII KAHELE  
Chair



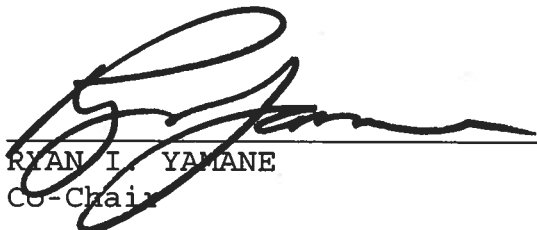
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KARL RHOADS  
Co-Chair



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DRU MAMO NANUHA  
Co-Chair



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RYAN I. YAMANE  
Co-Chair



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CHRIS LEE  
Co-Chair



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SCOTT Y. NISHIMOTO  
Co-Chair



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: <b>HB 808, HD 1, SD 2</b>	Date/Time: <b>4/26/19 3:04 pm</b>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
KAHELE, Kaiali'i, Chr.	/				YAMANE, Ryan I., Co-Chr.	/			
RHOADS, Karl, Co-Chr.				/	LEE, Chris, Co-Chr.				/
KANUHA, Dru Mamo, Co-Chr.	/				NISHIMOTO, Scott Y., Co-Chr.	/			
FEVELLA, Kurt	/				TARNAS, David A.	/			
					THIELEN, Cynthia				/
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>2</b>

A = Aye                      WR = Aye with Reservations                      N = Nay                      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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Distribution:                      **Original**                      **Yellow**                      **Pink**                      **Goldenrod**  
    File with Conference Committee Report                      House Clerk's Office                      Senate Clerk's Office                      Drafting Agency