

Honolulu, Hawaii

JUN 26 2020

RE: H.B. No. 2211  
H.D. 1  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2020  
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred H.B. No. 2211, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE LICENSES,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the Department of Land and Natural Resources to issue commercial marine licenses;
- (2) Provide that a single commercial marine vessel license satisfies the licensure requirement for all persons aboard the licensed vessel; and
- (3) Require any person who provides fishing charter services to obtain a commercial marine license.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Lokahi Fishing, LLC; Protecting Coral Reef Wildlife for the Fishes; Moana Ohana; Friends of Hanauma Bay; Center for Biological Diversity; Hawai'i Reef Ocean Coalition; Waialua Boat Club; HFACT; Hawaii Goes Fishing; Hawaii Longline Association; Tropic Fish Hawaii LLC; Fresh Island Fish Co.; and twelve individuals. Your Committee received testimony in opposition to this measure from



Earthjustice. Your Committee received comments on this measure from the Sierra Club Hawai'i.

Your Committee finds that existing commercial marine license laws prove burdensome for many small-scale commercial fishers. Your Committee also finds that there exists confusion as to whether shore-based fishing charters are required to obtain a commercial marine license. This measure addresses both issues by simplifying the commercial marine licensure requirements to clarify that a commercial marine license is required for all taking of marine life for commercial purposes and that a single commercial marine license is sufficient to cover the fishing activities of all persons aboard a validly-licensed vessel.

Your Committee has amended this measure by:

- (1) Removing the requirement that the Department of Land and Natural Resources issue commercial marine licenses for the taking of marine life for commercial purposes and making conforming amendments; and
- (2) 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. 2211, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2211, H.D. 1, 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,



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KAIULANI KAHELE, Chair



The Senate  
Thirtieth Legislature  
State of Hawai'i

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

Bill / Resolution No.:* <b>HB 2211 HD1</b>	Committee Referral: <b>WTL, WAM</b>	Date: <b>3/13/20</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
KAHELE, Kaiali'i (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)				X
NISHIHARA, Clarence K.				X
RIVIERE, Gil	X			
FEVELLA, Kurt	X			
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>0</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