

STAND. COM. REP. NO.

1649

Honolulu, Hawaii

APR 09 2021

RE: H.B. No. 1016
H.D. 1
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred H.B. No. 1016, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE TAKING OF MARINE LIFE,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Authorize the Department of Land and Natural Resources to establish rules and fees for the issuance of a commercial marine vessel license;
- (2) Provide that a single valid commercial marine vessel license satisfies the licensure requirement for all persons aboard the licensed vessel;
- (3) Require any person who provides fishing charter services to obtain a commercial marine license;
- (4) Allow marine charter fishing vessels to obtain commercial marine vessel licenses; and
- (5) Require the Department of Land and Natural Resources to submit a report to the Legislature regarding the status of its administrative rules establishing a new commercial marine vessel license category.



Your Committees received testimony in support of this measure from the Department of Land and Natural Resources; Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc.; United Fishing Agency; and three individuals.

Your Committees find that currently, each individual on a fishing vessel must have their own commercial marine license to participate in a commercial fishing trip. Your Committees further find that this requirement can be unduly burdensome on small scale, boat-based commercial fishers and those who provide vessel-based commercial fishing charter services, especially in situations in which part-time crew members are needed for a trip or when visitors are invited on board. This measure allows for a single commercial marine vessel license to cover all individuals aboard a commercial marine vessel which will help clarify who is responsible for submitting catch reports for the vessel.

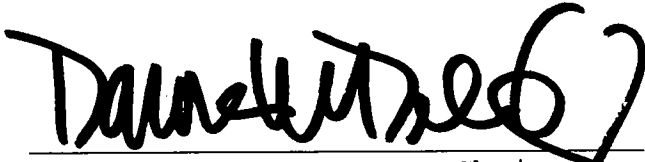
Your Committees have amended this measure by:

- (1) Specifying that a vessel used for or engaged in the taking of marine life for commercial purposes that is on a trip of seventy-two hours or less may obtain a commercial marine vessel license;
- (2) Inserting an effective date of May 6, 2137, to encourage further discussion; 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 Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1016, H.D. 1, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as H.B. No. 1016, H.D. 1, S.D. 2.



Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,



DONOVAN M. DELA CRUZ, Chair




KARL RHOADS, Chair



The Senate
Thirty-First Legislature
State of Hawai'i


Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 1016, HD1, SD1	WTL, JDC/WAM	4/6/2021		
<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)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura		✓		
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt		✓		
TOTAL	5	2	0	0
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

The Senate
 Thirty-First Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
<i>HB 1016, HD 1, SD 1</i>	<i>WTL, JDC/WAM</i>	<i>4/6/21</i>		
<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
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani				X
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.				X
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt		X		
TOTAL	<i>8</i>	<i>1</i>		<i>2</i>
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:				
				
Distribution:				
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