

A Bill for an Act Relating to Fishing Rights.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 188-45, Hawaii Revised Statutes, is amended to read:

“Sec. 188-45 Nehu and iao; penalty. Except as hereinafter provided, it shall be unlawful for any person to fish for, catch, or take in or from any of the waters within the jurisdiction of the State any nehu, iao, or marquesan sardine; provided that any person may lawfully catch nehu for his family consumption or bait purposes with a net not longer than fifty feet; and provided further, that the department of land and natural resources may issue to commercial fishermen as defined in section 189-1 licenses to take nehu, iao, marquesan sardine, or any other species for which an open season may be declared by the department for use as bait only; provided that nehu may be taken by any such licensed commercial fisherman only if he is employed on a live-bait tuna boat and only if his principal means of livelihood is derived from tuna fishing and the sale of tuna, and such nehu is not sold to others. The licenses may be issued by the department upon such terms and conditions as the department may deem necessary to conserve the supply of such fish

within state waters. Any such license may be summarily revoked for a violation of any term or condition thereof, and any or all such licenses may be revoked summarily whenever, in the judgment of the department, the action is necessary for the conservation of the fish.

Any person violating this section shall be fined not more than \$200 or imprisoned not more than fifty days, or both.

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes may exclude the brackets, the bracketed material, or the underscoring.

SECTION 3. This Act shall take effect upon its approval.

(Approved June 13, 1974.)