

ACT 44

H.B. NO. 1017

A Bill for an Act Relating to Crustaceans.

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

SECTION 1. The legislature finds that the management of natural resources requires constant monitoring and, when necessary, the amending of regulations to adjust to the changing environment. The most effective way to amend and implement specific provisions is through the administrative rule process in chapter 91, Hawaii Revised Statutes. The administrative rules process provides a mechanism for the department of land and natural resources (department) to discuss proposed changes to administrative rules through a public process that is transparent, provides the public ample opportunities for comment, and helps to ensure due process. Administrative rules would also enable the department to adopt more comprehensive changes for the management of new species.

Since the 2006 enactment of section 188-58.5, Hawaii Revised Statutes, the information about the Kona crab has grown to the point where changes to the management measures for this species needs updating. The department has since adopted administrative rules that prohibit the taking, killing, or possession of female spiny lobster (ula), Kona crab (ranina ranina), and Samoan crab (Scylla serrata).

The purpose of this Act is to repeal section 188-58.5, Hawaii Revised Statutes, to allow the department to regulate the taking, killing, or possession of female spiny lobster (ula), Kona crab (ranina ranina), and Samoan crab (Scylla serrata) through administrative rules.

SECTION 2. Section 188-58.5, Hawaii Revised Statutes, is repealed.

SECTION 3. Statutory material to be repealed is bracketed and stricken.¹

SECTION 4. This Act shall take effect upon its approval.

(Approved June 8, 2021.)

Note

1. Edited pursuant to HRS §23G-16.5.