STAND. COM. REP. NO. 553

Honolulu, Hawaii

MAR 0.6 2009

RE: S.B. No. 1199 S.D. 1

Honorable Colleen Hanabusa President of the Senate Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Madam:

Your Committee on Water, Land, Agriculture, and Hawaiian Affairs, to which was referred S.B. No. 1199 entitled:

"A BILL FOR AN ACT RELATING TO FISHING,"

begs leave to report as follows:

The purpose of this measure is to create and amend fishing provisions that affect the community on the island of Molokai.

Specifically, this measure establishes a community-based subsistence fishing area around the island of Molokai to protect the fish stocks and coral reef habitats.

Testimony in support of this measure was submitted by one organization and fifteen public citizens. One organization supported the intent of the measure. Testimony in opposition was submitted by one state agency and two public citizens. Written testimony presented to your Committee may be reviewed on the Legislature's website.

Your Committee finds that the people of Molokai maintained a sustainable and self-sufficient food supply for over a thousand years, and modernization and abandonment of traditional resource management have led to the severe decline of Molokai's fishery. Today, thirty-five per cent of Molokai residents rely on some form of subsistence for their food supply. Your Committee finds that this measure will protect fish stocks and coral reef habitats around the island of Molokai to ensure that Molokai residents may continue subsistence practices, and that traditional resource



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management practices may be utilized to restore the Molokai fisheries.

Your Committee has amended this measure by:

- Establishing the boundaries of the subsistence fishing area as one mile offshore parallel to the contours of the shoreline of the island of Molokai;
- (2) Removing the subsection requiring the Department of Land and Natural Resources to consult with Molokai community members for rule development; and
- (3) Amending the effective date to July 1, 2050 for the purpose of encouraging further discussion.

As affirmed by the record of votes of the members of your Committee on Water, Land, Agriculture, and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1199, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1199, S.D. 1, and be placed on the calendar for Third Reading.

> Respectfully submitted on behalf of the members of the Committee on Water, Land, Agriculture, and Hawaiian Affairs,

CLAYTO

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The Senate Twenty-Fifth Legislature State of Hawaii

Record of Votes Committee on Water, Land, Agriculture and Hawaiian Affairs WTL

Bill / Resolution No.:*	Committee Referral:		D	Date:	
SB 1199	WTL			02-27-09	
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended 2312 Pass, with amendments Hold Recommit 2310 2313 Pass, with amendments 2310 Pass, 2313					
Members		Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)					
TOKUDA, Jill N. (VC)					V
BUNDA, Robert					
FUKUNAGA, Carol		V,			
KOKUBUN, Russell S.					
TAKAMINE, Dwight Y.					$\overline{\nu}$
HEMMINGS, Fred		_ which	\bigvee	V	
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Recommendation:					
Chair's or Designee's Signature:					
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Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

*Only <u>one</u> measure per Record of Votes