

JAN 29 2015

A BILL FOR AN ACT

RELATING TO THE WAIKIKI-DIAMOND HEAD SHORELINE FISHERIES
MANAGEMENT AREA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Spearfishing is an ancient method of fishing
2 that has been used throughout the world for millennia. Early
3 civilizations were familiar with the custom of spearing fish
4 from rivers and streams using sharpened sticks. Today modern
5 spearfishing makes use of elastic-powered spearguns and slings
6 or pneumatic spearguns to strike the hunted fish. Specialized
7 techniques and equipment have been developed for various types
8 of aquatic environments and target fish.

9 The legislature finds that the Waikiki-Diamond Head
10 shoreline is a popular area for spearfishing. As a result,
11 there is widespread and serious damage to the coral reefs in the
12 area.

13 The purpose of this Act is to prohibit spearfishing at all
14 hours of the day within the Waikiki-Diamond Head shoreline
15 fisheries management area until such time as the department of
16 land and natural resources determines through research that the



1 damage existing as of January 1, 2016, to the coral reefs has
2 abated and the reefs are fully restored.

3 SECTION 2. Chapter 188, Hawaii Revised Statutes, is
4 amended by adding a new section to be appropriately designated
5 and to read as follows:

6 "§188- Waikiki-Diamond Head shoreline fisheries
7 management area; spearfishing prohibited. (a) Spearfishing is
8 prohibited at all hours of the day within the Waikiki-Diamond
9 Head shoreline fisheries management area, as defined by the
10 administrative rules of the department of land and natural
11 resources, until such time as the department determines through
12 research that the damage existing as of January 1, 2016, to the
13 coral reefs has abated and the reefs are fully restored.

14 (b) Pole fishing, hook and line fishing, hand net, and
15 thrownet fishing shall be permitted in accordance with
16 administrative rules of the department of land and natural
17 resources.

18 (c) As used in this section:

19 "Hawaiian sling" means a fishing device that uses potential
20 energy stored in an elastic or rubber band to launch a spear.



1 "Spearfishing" means fishing by the use of a speargun,
 2 polespear or handspear, Hawaiian sling, elastic-powered speargun
 3 and sling, pneumatic speargun, or mechanically powered
 4 speargun."

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect on January 1, 2016.

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INTRODUCED BY: *Glen Uehara*
Clarence K. Smith

J

Paul E. De

Michelle Tidoni
~~*Jorge L. J. J. J.*~~

B. D. Pivato

Mr. DeLong

Mark

S.B. NO. 1377

Report Title:

Fisheries; Spearfishing Prohibition

Description:

Prohibits spearfishing at all hours of the day within the Waikiki-Diamond Head shoreline fisheries management area until such time as the department of land and natural resources determines through research that the damage existing as of January 1, 2016, to the coral reefs has abated and the reefs are restored. Effective 1/1/2016.

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