STAND. COM. REP. NO. 2

3269

Honolulu, Hawaii

FEB 2 8 2020

RE: S.B. No. 2717 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2717, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SHARK PROTECTION,"

begs leave to report as follows:

The purpose and intent of this measure is to establish an offense for a person knowingly capturing, possessing, abusing, or entangling any shark, whether alive or dead, or killing any shark, within state marine waters, subject to penalties and fines, with certain exceptions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, The Humane Society of the United States, Humane Society International, Hawai'i Reef and Ocean Coalition, Office of Hawaiian Affairs, Climate Protectors Coalition, Moana Ohana, For the Fishes Pono Advocacy, Animal Rights Hawai'i, and thirteen individuals. Your Committee received testimony in opposition to this measure from five individuals. Your Committee received comments on this measure from One Ocean Conservation, and three individuals.

Your Committee finds that sharks are extremely important to ocean ecosystems because they bring balance, regulate populations of other marine life, and ensure healthy fish stock and reefs. Your Committee further finds that sharks play a vital historical and cultural role in Hawaii, including native Hawaiian customary

and traditional rights protected by the Hawaii State Constitution. In 2010, Hawaii became the first state in the nation to enact a prohibition on the sale of shark fins and fin products; however, the law does not prohibit the killing of whole live sharks in state waters. Your Committee finds that the State should better protect Hawaii's valuable sharks. This measure makes it unlawful for a person to knowingly capture, possess, abuse, or entangle any shark, whether alive or dead, or kill any shark, within state marine waters, unless exempted.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2717, S.D. 1, and recommends that it pass Third Reading.

> Respectfully submitted on behalf of the members of the Committee on Judiciary,

KARL RHOADS, Chair

The Senate Thirtieth Legislature State of Hawai'i

Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:* SB 27(7 SD)	Committee Referral: ムEN, JDC			Date: 2/27/2020	
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)					
KEOHOKALOLE, Jarrett (VC)					
GABBARD, Mike					
KIM, Donna Mercado					
FEVELLA, Kurt					
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			-		
TOTAL		A			
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

^{*}Only one measure per Record of Votes