

JAN 18 2024

A BILL FOR AN ACT

RELATING TO AQUACULTURE.

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

1 SECTION 1. The department of health shall amend its
2 shellfish sanitation administrative rules pursuant to chapter
3 91, Hawaii Revised Statutes, based on the United States
4 Department of Agriculture's 2019 National Shellfish Sanitation
5 Program model ordinance to address the dynamic factors and high
6 variability within the State's coastal zones. The rules shall
7 include:

8 (1) The adoption of two new classifications of conditional
9 shellfish growing areas. The classifications shall:

10 (A) Include "conditionally approved" and
11 "conditionally restricted" shellfish growing
12 areas to allow for more flexible management when
13 a growing area is subject to fluctuating water
14 conditions that are known and predictable, based
15 on continual monitoring and data;



- 1 (B) Require a management plan that identifies and
2 quantifies adverse conditions that temporarily
3 restrict harvest or relay;
- 4 (C) Be subject to oversight by the department of
5 health; and
- 6 (D) Require the management programs used in
7 conditional growing areas to be subject to review
8 and revision every three years based on the most
9 up-to-date data and current environmental
10 conditions;
- 11 (2) A requirement that all shellfish growing areas
12 complete a new, comprehensive sanitary survey every
13 twelve years and be subject to re-classification at
14 that time;
- 15 (3) Species-specific requirements for relaying and
16 depuration based on the most up-to-date science; and
- 17 (4) Annual water quality testing of growing areas and pre-
18 harvest screenings of shellfish during adverse
19 conditions.



S.B. NO. 2150

1 SECTION 2. This Act shall take effect upon its approval.

2

INTRODUCED BY: *Shirley J. Amey*



S.B. NO. 2150

Report Title:

DOH; Shellfish Sanitation; Shellfish Growing Areas;
Classifications; Rules

Description:

Requires the Department of Health to amend its shellfish sanitation administrative rules based on the United States Department of Agriculture's 2019 National Shellfish Sanitation Program model ordinance.

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