

**ACT 163**

S.B. NO. 3340

A Bill for an Act Relating to Taking of Mullet and Lobsters.

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

SECTION 1. Section 188-44, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) It is unlawful for any person to wilfully fish for, or attempt to take by any means whatsoever, from any of the waters within the jurisdiction of the State, or to sell, offer for sale, or have in possession any mullet, known as amaama, or anaeholo during the months of December, January, or February; provided that any owner or operator of a fish pond[, ] may lawfully catch the young mullet[, ] known as pua[, ] during the closed season, for the purpose of stocking the owner’s or operator’s pond; and provided further that any owner or operator of a fish pond or any commercial marine dealer may lawfully sell pond raised mullet during the closed season after first procuring a license [granting privilege.] to do so.”

SECTION 2. Section 188-57, Hawaii Revised Statutes, is amended by

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amending subsection (a) to read as follows:

“(a) It is unlawful for any person to take, kill, sell, or offer for sale, or have in possession any Kona crabs taken from the waters within the jurisdiction of the State during the months of May, June, July, and August, or spiny lobster (ula), or slipper lobster (ula-papapa), taken from the waters within the jurisdiction of the State during the months of May, June, July, and August. The possession of any Kona crabs, by any person during the months of May, June, July, and August, and the possession of any spiny lobster [(ula),] or slipper lobster [(ula-papapa),] by any person during the months of May, June, July, and August shall be prima facie evidence that the person is guilty of a violation of this section; provided that any commercial marine dealer may sell, or any hotel, restaurant, or other public eating house may serve Kona crabs or lobsters lawfully caught during the open season by first procuring a license [granting this privilege.] to do so.”

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 4. This Act shall take effect on January 1, 1993.

(Approved June 8, 1992.)