STAND. COM. REP. NO. 376 -08

Honolulu, Hawaii

Fch13, 2008

RE: H.B. No. 3440 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008

Sir:

State of Hawaii

Your Committee on Water, Land, Ocean Resources & Hawaiian Affairs, to which was referred H.B. No. 3440 entitled:

"A BILL FOR AN ACT RELATING TO THE ISLAND OF NI'IHAU,"

begs leave to report as follows:

The purpose of this bill is to protect the people and resources on the island of Niihau by designating the Niihau community based fisheries management area.

The Office of Hawaiian Affairs testified in support of this bill. The 'Aha Kiole Advisory Committee supported the measure with amendments. The Hawaii Nearshore Fishermen and a concerned individual opposed this measure. Pae 'Aina Communications, LLC, provided comments.

To more effectively carry out the intent of this bill, your Committee has amended this bill by creating a marine life conservation district with exceptions for subsistence fishing and limu harvesting by the residents of Niihau, instead of a community based subsistence fishing area.

As affirmed by the record of votes of the members of your Committee on Water, Land, Ocean Resources & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 3440, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 3440, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Water, Land, Ocean Resources & Hawaiian Affairs,

KEN ITO, Chair



State of Hawaii House of Representatives The Twenty-fourth Legislature

Record of Votes of the Committee on Water, Land, Ocean Resources & Hawaiian Affairs

Bill/Resolution No.:	Committee Referral:	Date: 2/8/0	8
НВ 3440			
☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)			
WLH Members	Ayes Ayes	s (WR) Nays	Excused
1. ITO, Ken (C)			
2. KARAMATSU, Jon Riki (VC)			
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3. CARROLL, Mele			
4. MAGAOAY, Michael Y.			
5. MORITA, Hermina M.		The state of the s	
3. WOXIIA, Hermina W.			
6. SAGUM, Roland D., III			
7. SAIKI, Scott K.			
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8. THIELEN, Cynthia	/	12 "	
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TOTAL (8)	8	0 0	U
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)			
Vice Chair's or designee's signature:			
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office			