

STAND. COM. REP. NO. 1571

Honolulu, Hawaii

APR 09 2021

RE: H.B. No. 1017
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1017, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CRUSTACEANS,"

begs leave to report as follows:

The purpose and intent of this measure is to repeal section 188-58.5, Hawaii Revised Statutes, which prohibits the taking or killing of female spiny lobsters, Kona crabs, and Samoan crabs.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Cates International, Inc.; Everything Fish, Inc.; and seven individuals.

Your Committee finds that existing state law prohibiting the taking or killing of female spiny lobsters, Kona crabs, and Samoan crabs was enacted in 2006 based on the best scientific information available at that time. Since then, information concerning Kona crabs has grown to the point where management measures for this species should be updated, as recent benchmark assessments have concluded that Kona crab populations are very healthy. Other studies have also suggested that the prohibition on the taking or killing of female spiny lobsters could potentially create a sex ratio and size imbalance that may inhibit successful reproduction. Your Committee further finds that the Department of Land and Natural Resources can accomplish species management measures



through the administrative rule-making process, which provides ample opportunity for public input and collection of scientific information. Accordingly, this measure repeals these unnecessary prohibitions and supports the Department of Land and Natural Resources' ability to adopt more appropriate administrative rules as information becomes available concerning these species.

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 H.B. No. 1017, H.D. 1, 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
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* HB1017, HD1, SD1	Committee Referral: WTL, JDC	Date: 3/30/2021		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312		<input type="checkbox"/> Pass, with amendments 2311		<input type="checkbox"/> Hold 2310
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt	✓			
TOTAL	7	0	0	0
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes