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# A BILL FOR AN ACT

RELATING TO FISH AGGREGATION DEVICES.

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

1       SECTION 1. The legislature finds that the State's system  
2 of fish aggregation devices, or FADs, maintained by the Hawaii  
3 institute of marine biology provides enhanced fishing  
4 opportunities for island fishers. In the vast open ocean,  
5 natural and human-made floating objects will commonly attract a  
6 microcosm of marine life, including large pelagic fish species  
7 sought by local anglers. The State's FADs are highly utilized  
8 by Hawaii's pelagic small boat, non-longline fishers, especially  
9 those targeting tuna species.

10       Maintenance of the FAD program is labor-intensive as the  
11 devices are prone to breaking off and frequently need to be  
12 replaced or recovered and re-deployed. As of January 13, 2022,  
13 twenty-two of the State's fifty-five FADs were missing or off-  
14 station. The impact of a missing FAD or series of FADs to  
15 individual fishers can be great as some depend on them heavily  
16 to locate targeted pelagic species. A missing FAD can result in  
17 less fish for personal or community consumption and increased



1 operational costs as fishers shift to targeting distant FADs.  
2 It is highly important that the State maintain funding to  
3 sufficiently carry out timely upkeep and replacement of the  
4 FADs, thereby minimizing the length of time off-station and the  
5 resulting lost fishing opportunities.

6 The average cost of replacing a missing FAD is \$12,000.  
7 Additional funding sources for the FAD program are currently in  
8 development, including the implementation of a non-resident  
9 recreational marine fishing license issued by the division of  
10 aquatic resources of the department of land and natural  
11 resources. Until additional funds are secured, gap funding in  
12 the interim will ensure that the FAD program can be maintained  
13 effectively.

14 The purpose of this Act is to provide the department of  
15 land and natural resources with one-time funding to bring the  
16 state FAD program up to full capacity.

17 SECTION 2. There is appropriated out of the general  
18 revenues of the State of Hawaii the sum of \$ or so  
19 much thereof as may be necessary for fiscal year 2022-2023 to  
20 support the fish aggregation device program.



- 1       The sum appropriated shall be expended by the department of  
2 land and natural resources for the purposes of this Act.  
3       SECTION 3. This Act shall take effect on July 1, 2022.



S.B. NO. 2767  
S.D. 1  
H.D. 1

**Report Title:**

Fish Aggregation Devices; Department of Land and Natural  
Resources; Appropriation

**Description:**

Provides funds to the department of land and natural resources  
to support the deployment, replacement, and maintenance of fish  
aggregation devices. (HD1)

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not legislation or evidence of legislative intent.*

