

ITEM F-1, Exhibit B

Department of Land and Natural Resources (DLNR)
Division of Aquatic Resources (DAR)
State of Hawai'i

Aquarium Fish Permit
Specific Terms and Conditions

Addendum
For Collection of Aquatic Life for Aquarium Purposes
Within the West Hawai'i Regional Fisheries Management Area

This addendum establishes additional terms and conditions related to the collection of aquatic life for aquarium purposes pursuant to an Aquarium Fish Permit within the West Hawai'i Regional Fisheries Management Area (WHRFMA), chapter 13-60.4, Hawaii Administrative Rules (HAR). The WHRMFA includes all state coastal waters from 'Upolu Pt. in the north to Ka Lae in the South, as defined in §13-60.4-2, HAR. I understand that:

1. This permit authorizes aquarium collecting activities within the WHRFMA only. **"Aquarium collecting activities"** refers to the use, operation, or handling of any aquarium collecting gear to take aquatic life for aquarium purposes and the handling of any aquatic life taken for aquarium purposes.¹
2. I may not take aquatic life in the WHRFMA for aquarium purposes without having been issued and possessing a valid West Hawai'i Aquarium Permit ***in addition to*** a valid State of Hawai'i Aquarium Fish Permit.
3. I must carry both permits while engaged in collecting aquatic life for aquarium purposes.
4. This permit does not authorize assistance by unpermitted individuals during any aquarium collecting activities. However, on any trip where aquarium collecting activities occur, one unpermitted individual may be on board the aquarium collecting vessel² for the purpose of operating the vessel, provided that they do not engage in any aquarium collecting activities, and provided further that they remain onboard the vessel at all times for the duration of the trip, except in the case of an emergency. The vessel operator must either have a valid individual Commercial Marine License (CML) or be covered by a valid Commercial Marine Vessel License issued for the vessel.
5. I may only take eight marine finfish species, subject to annual total allowable catch (TAC) limits, as listed in the table below:

¹ "Aquarium collecting gear", "aquarium purposes", "aquatic life", and "take" are defined in §13-60.4-3, HAR.

² "Aquarium collecting vessel" is defined in §13-60.4-3, HAR.

Common Name	Hawaiian or Local Name	Scientific Name	Total Allowable Catch (TAC)
Yellow Tang	Lau'ipala	<i>Zebrasoma flavescens</i>	200,000
Goldring Surgeonfish	Kole	<i>Ctenochaetus strigosus</i>	12,775
Orangespine Unicornfish	Umaumalei	<i>Naso lituratus</i>	5,827
Black Surgeonfish	Hawaiian Kole	<i>Ctenochaetus hawaiiensis</i>	3,152
Potter's Angelfish		<i>Centropyge potteri</i>	1,086
Brown Surgeonfish	Mā'i'i'i	<i>Acanthurus nigrofuscus</i>	800
Bird Wrasse	Hīnālea 'iwi	<i>Gomphosus varius</i>	344
Thompson's Surgeonfish		<i>Acanthurus thompsoni</i>	182

6. TAC tracking will begin on January 1 and end on December 31 each year.
7. When the TAC is close to being reached for a given species, DAR will notify permittees that collection of that species will soon close for the remainder of the year.
8. Notice will be made in writing by mail or email to the address on file with DAR no less than three days prior to the closure of the season.
9. Following a species-specific TAC closure, I may not take or possess any live specimens of the closed species within the WHRFMA for the remainder of the calendar year.
10. I must comply with the at sea reporting requirement described below:
 - a. All marine life collected must be documented in a written "at sea report" prior to final departure to the landing port.
 - b. At sea reports must be submitted to DAR digitally via email or text message to aquarium@hawaii.gov prior to final departure to the landing port, provided that in areas where there is no mobile connectivity, reports must be submitted as soon as mobile connectivity returns and prior to landing.
 - c. Collectors may create their own reporting forms, though they must follow the same format and include all fields shown in ATTACHMENT A.
 - d. For trips in which more than one permittee participates, only one at sea report per trip shall be completed, with all permittees noted on the form.

- e. Once reported at sea, all marine life must be retained and remain in the possession of the reporting permittee until transfer to a registered Commercial Marine Dealer, even if dead. Dead marine life collected under the permit may not be sold or offered for sale, but may be disposed of at the time of transfer.
 - f. The total number of fish reported at sea for each species shall not differ by more than 5% of the final aquarium catch report.
11. I must submit a final aquarium catch report with confirmed catch numbers within one calendar day after the end of each aquarium fishing trip.
- a. Reports shall include all marine life taken, including organisms that died while in possession of the permittee.
 - b. Total number of mortalities by species while in the possession of the permittee shall be noted on each final aquarium catch report.

I understand and agree to abide by the Terms and Conditions in this Addendum to the State of Hawai'i Aquarium Fish Permit and the provisions of HRS, Title 12, Subtitle 5, and HAR, Title 13, Subtitle 4. I understand that any violation of HRS, Title 12, Subtitle 5, or of HAR, Title 13, Subtitle 4, or of any term or condition of this permit addendum, including any misstatement of fact or circumstance, may result in the invalidation and/or revocation of this permit, and the prosecution of an enforcement action against me as provided by law. In the event of any difference between the terms and conditions of this permit addendum, as stated above, and the applicable administrative rules or law, the rules and law shall apply.

Signature

Date

Attachment A

WHRFMA AT SEA AQUARIUM REPORT

Licensee [Permitted]:
Other Licensee(s) [Permitted]:

Vessel Operator [Non-Permitted]:

Trip Date	Vessel ID#	Port of Landing

Species	Number in Possession
Yellow Tang	
Goldring Surgeonfish	
Orangespine Unicornfish	
Black Surgeonfish	
Potter's Angelfish	
Brown Surgeonfish	
Bird Wrasse	
Thompson's Surgeonfish	

Comments