

Northwestern Hawaiian Islands Marine National Monument Permit Application

NOTE: This Permit Application (and associated Instructions) are for activities to be conducted in the Northwestern Hawaiian Islands Marine National Monument, including Hawaiian Islands National Wildlife Refuge, the Midway Atoll National Wildlife Refuge, Battle of Midway National Memorial, Northwestern Hawaiian Islands State Marine Refuge, Kure Atoll Hawaii State Seabird Sanctuary, and the Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve. The Co-Trustees are required to determine that issuing the requested permit is compatible with the findings of Presidential Proclamation 8031. Within this Application, please provide all information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historical and cultural resources of the NWHI Marine National Monument (Monument).

Summary Information

Applicant name:

Permit categories:

- Research – Please fill out Sections A-D (as applicable) and Appendix A
- Conservation and Management - Please fill out Sections A-D (as applicable) and Appendix A
- Education - Please fill out Sections A-D (as applicable) and Appendix B
- Native Hawaiian Practices - Please fill out Sections A-D (as applicable) and Appendix C
- Recreation (Midway ONLY) - Please fill out Sections A-D (as applicable) and Appendix D
- Special Ocean Use - Please fill out Sections A-D (as applicable) and Appendix E

Briefly describe permit activity:

- This application is for a RENEWAL of an existing permitted project.
- This application is for a NEW project.

When will the activity take place?

From: _____ To: _____

NOTE: INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED

Please Send Permit Applications to:

NWHI Marine National Monument Permit Coordinator

6600 Kalaniana'ole Hwy. # 300

Honolulu, HI 96825

Hoku.johnson@noaa.gov

PHONE: (808) 397-2660 FAX: (808) 397-2662

NOTE: SUBMITTAL VIA ELECTRONIC MAIL IS PREFERRED BUT NOT REQUIRED. FOR ADDITIONAL SUBMITTAL INSTRUCTIONS, PLEASE SEE PG 7.

Section A - Applicant Information

1. Applicant

Name (last, first, middle initial):

Title:

2. Mailing address (street/P.O. box, city, state, country, zip):

Phone:

Fax:

Email:

For students, major professor's name, telephone and email address:

3. Affiliation (institution/agency/organization directly related to the proposed project):

4. Additional persons to be covered by permit:

Section B: Project Information

5a. Project location(s):

- | | | |
|---|-------------------------------------|--------------------------------------|
| <input type="checkbox"/> Nihoa Island | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Necker Island (Mokumanamana) | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> French Frigate Shoals | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Gardner Pinnacles | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Maro Reef | | |
| <input type="checkbox"/> Laysan Island | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Lisianski Island, Neva Shoal | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Pearl and Hermes Atoll | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Midway Atoll | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Kure Atoll | <input type="checkbox"/> Land-based | <input type="checkbox"/> Ocean-based |
| <input type="checkbox"/> Other | | |

NOTE: Please note there is a fee schedule for people visiting Midway Atoll National Wildlife Refuge via vessel and aircraft.

Location Description:

5b. Check all applicable regulated activities proposed to be conducted in the Monument:

- Removing, moving, taking, harvesting, possessing, injuring, disturbing, or damaging any living or nonliving monument resource
- Drilling into, dredging, or otherwise altering the submerged lands other than by anchoring a vessel; or constructing, placing, or abandoning any structure, material, or other matter on the submerged lands
- Anchoring a vessel
- Deserting a vessel aground, at anchor, or adrift
- Discharging or depositing any material or matter into the monument
- Touching coral, living or dead
- Possessing fishing gear except when stowed and not available for immediate use during passage without interruption through the monument
- Attracting any living monument resource
- Sustenance fishing (Federal waters only, outside of Special Preservation Areas, Ecological Reserves and Special Management Areas)
- Subsistence fishing (State waters only)
- Swimming, snorkeling, or closed or open circuit SCUBA diving within any Special Preservation Area or Midway Atoll Special Management Area

6. Purpose/Need/Scope *State purpose of proposed activities:*

7. As explained further in the instructions, please provide any information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historical and cultural resources of the Monument:

8. Procedures:

Section C: Logistics

9. Other permits (list and attach documentation of all other related Federal or State permits):

9a. For each of the permits listed, please identify any permit violations or any permit that was suspended, amended, modified or revoked for cause. Please explain the circumstances surrounding the violation or permit suspension, amendment, modification or revocation.

10. Funding sources (Please attach copies of your budget, specific to proposed activities under this permit and include funding sources. Please see instructions for more information):

11. Time frame:

Activity start:

Activity completion:

Dates actively inside the Monument:

From:

To:

Please describe any limiting factors in declaring specific dates of the proposed activity at the time of application:

Personnel schedule in the Monument:

12. Please indicate (with attached documentation) what insurance policies, bonding coverage, and/or financial resources are in place to pay for or reimburse the Monument trustees for the necessary search and rescue, evacuation, and/or removal of any or all persons covered by the permit from the Monument:

13. Please check the appropriate box to indicate how personnel will enter the Monument:

- Vessel
 Aircraft

Provide Vessel and Aircraft information:

14. What certifications/inspections do you have scheduled for your vessel? Please fill in scheduled date (attach documentation):

- Rodent free, Date:
 Tender vessel, Date:
 Ballast water, Date:
 Gear/equipment, Date:
 Hull inspection, Date:

15. Vessel information (NOTE: if you are traveling aboard a National Oceanic and Atmospheric Administration vessel, skip this question):

Vessel name:

Vessel owner:

Captain's name:

IMO#:

Vessel ID#:

Flag:

Vessel type:

Call sign:

Embarkation port:

Last port vessel will have been at prior to this embarkation:

Length:

Gross tonnage:

Total ballast water capacity volume (m3):

Total number of ballast water tanks on ship:

Total fuel capacity:

Total number of fuel tanks on ship:

Marine Sanitation Device:

Type :

How will you comply with the 'No Discharge' regulations stipulated in Presidential Proclamation 8031? Describe in detail. If applicable, please attach schematics of the vessel's discharge and treatment systems:

Other fuel/hazardous materials to be carried on board and amounts:

Please provide proof of a National Oceanic and Atmospheric Administration (NOAA) Office of Law Enforcement-approved Vessel Monitoring System (VMS). Please provide the name and contact information of the contractor responsible for installing the VMS system. Please also describe unit name and type:

VMS Email:
Inmarsat ID#:

16. Tender information:

On what workboats (tenders) will personnel, gear and materials be transported within the Monument? Please list the number of tenders/skiffs aboard and specific types of motors:

Section D: Additional Information for Land Based Operations

17. Proposed movement of personnel, gear, materials, and, if applicable, samples:

18. Room and board requirements on island:

19. Work space needs:

With knowledge of the penalties for false or incomplete statements, as provided by 18 U.S.C. 1001, and for perjury, as provided by 18 U.S.C. 1621, I hereby certify to the best of my abilities under penalty of perjury of that the information I have provided on this application form is true and correct.

Signature

Date

PLEASE SEND ONE SIGNED APPLICATION VIA MAIL TO THE MONUMENT OFFICE BELOW:

NWHI Marine National Monument Permit Coordinator
6600 Kalaniana'ole Hwy. # 300
Honolulu, HI 96825
FAX: (808) 397-2662

DID YOU INCLUDE THESE?

- Applicant CV/Resume/Biography
- Electronic and Hard Copy of Application with Signature
- Map(s) or GPS point(s) of Project Location(s), if applicable
- Funding Proposal(s)
- Funding and Award Documentation, if already received
- Documentation of Insurance, if already received
- Documentation of Inspections
- Documentation of all required Federal and State Permits or applications for permits
- Statement of information you wish to be kept confidential

Appendix A: Research OR Conservation and Management Application

NOTE: If land or marine archeological activities are involved, please contact the Monument Permit Coordinator at the address on the general application form before proceeding, as a customized application will be needed. For more information, please contact the Monument office on the first page of this application.

1a. Collection of specimens - collecting activities (would apply to any activity): organisms or objects (List of species, if applicable, attach additional sheets if necessary):

Common name:

Scientific name:

& size of specimens:

Collection location:

Whole Organism Partial Organism

1b. What will be done with the specimens after the project has ended?

1c. Will the organisms be kept alive after collection? Yes No

• Specific site/location:

• Is it an open or closed system? Open Closed

• Is there an outfall? Yes No

• Will these organisms be housed with other organisms? If so, what are the other organisms?

• Will organisms be released?

2. If applicable, how will the collected samples or specimens be transported out of the Monument?

3. Describe collaborative activities to share samples, reduce duplicative sampling, or duplicative research:

4a. Gear and materials:

4b. Please list all Hazardous Materials you propose to take to and use within the Monument:

5. Fixed installations and instrumentation:

6. Provide a time line for sample analysis, data analysis, write-up and publication of information:

7. List all publications directly related to the proposed project:

DID YOU INCLUDE THESE?

Material Safety Data Sheets for Hazardous Materials

Appendix B: Education Application

1. Are you collaborating with others in any way to reduce duplicative activities in the Monument or elsewhere?

2. Gear and materials:

3. Fixed installations and instrumentation:

4. Is your proposed activity based on a State Department of Education Standards Based Curriculum? If so, please describe:

5. What materials, products or deliverables will be developed as a result of your proposed activity? Provide a time line for write-up and publication of information or production of educational materials:

6. List all publications/references directly related to the proposed project:

7a. Collection of specimens - collecting activities (would apply to any activity): organisms or objects (List of species, if applicable, attach additional sheets if necessary):

Common name:

Scientific name:

& size of specimens:

Collection location:

Whole Organism Partial Organism

7b. What will be done with the specimens after the project has ended?

7c. Will the organisms be kept alive after collection? Yes No

• Specific site/location:

• Is it an open or closed system? Open Closed

• Is there an outfall? Yes No

• Will these organisms be housed with other organisms? If so, what are the other organisms?

• Will organisms be released?

8. If applicable, how will the collected samples be transported out of the Monument?

Appendix C: Native Hawaiian Practices Application

1. Please state how the purpose and intent of the activity are appropriate and deemed necessary by traditional standards in the Native Hawaiian culture (pono), and demonstrate an understanding of, and background in, the traditional practice, and its associated values and protocols:

2. Please state how the activity benefits the resources of the Northwestern Hawaiian Islands and the Native Hawaiian community:

3. Please state how the activity supports or advances the perpetuation of traditional knowledge and ancestral connections of Native Hawaiians to the Northwestern Hawaiian Islands:

4. Will you be collecting any Monument resource? Yes No
If so, please provide the following information:

4a. Collection of specimens - collecting activities (would apply to any activity): organisms or objects (List of species, if applicable, attach additional sheets if necessary):

Common name and/or Scientific name:

& size of specimens:

Collection location:

Whole Organism Partial Organism

4b. What will be done with the specimens after the Native Hawaiian cultural practice is complete?

4c. Will organisms be kept alive after collection? Yes No

• Specific site/location:

• Is it an open or closed system? Open Closed

• Is there an outfall? Yes No

• Will these organisms be housed with other organisms? If so, what are the other organisms?

• Will organisms be released?

NOTE: Any Monument resource harvested from the Monument for the purpose of Native Hawaiian practices will be consumed in the Monument.

5. Are you collaborating with others in any way to reduce duplicative activities in the Monument or elsewhere?

6. Gear and materials:

7. Will you erect any Native Hawaiian cultural structures or leave any offerings in the Monument? Yes No

If so, please describe:

8. Will you produce any publications, educational materials or other deliverables?
 Yes No

Provide a time line for write-up and publication of information or production of materials:

Appendix D: Recreation Application

For Activities in the Midway Atoll Special Management Area Only

1. Please explain how the activity is for the purpose of recreation as defined: An activity conducted for personal enjoyment that does not result in the extraction of Monument resources and that does not involve a fee-for-service transaction:

2. Other Associated Monument Permits:

3. Gear and materials:

4. Fixed installations and instrumentation:

Appendix E: Special Ocean Use Application

NOTE: If this is a first time Special Ocean Use activity, it will be subject to a pilot project.

1. Please provide proof of general liability insurance, or indicate that you will be posting an equivalent bond against claims arising out of activities conducted under the permit:

2. Are you collaborating with others in any way to reduce duplicative activities in the Monument or elsewhere?

3. Gear and materials:

4. Fixed installations and instrumentation:

5. List all publications directly related to the proposed project:

For projects occurring with the Midway Atoll Special Management Area answer the following questions:

6. Please explain how your activity has been found compatible with the purposes for which the Midway Atoll National Wildlife Refuge was designated?

7. Please explain how your activity meets the requirement of furthering conservation and management of the Monument:

For projects occurring outside of the Midway Atoll Special Management Area answer the following questions:

8. Please explain how the proposed activity will directly benefit the conservation and management of the Monument:

9. Please explain how the purpose of the proposed activity is for research and education related to resources or qualities of the Monument:

NOTE: SPECIAL OCEAN USE PERMITS OUTSIDE THE MIDWAY ATOLL SPECIAL MANAGEMENT AREA DO NOT ALLOW THE USE OF A COMMERCIAL PASSENGER VESSEL. A commercial passenger vessel is defined by the monument regulations as a vessel that carries individuals who have paid for such carriage.

This page intentionally left blank

**Northwestern Hawaiian Islands Marine National Monument
Joint Permit Application Instructions
January 2007**

Introduction

On June 15, 2006, President Bush established the Northwestern Hawaiian Islands Marine National Monument by issuing Presidential Proclamation 8031 (71 FR36443, June 26, 2006) under the authority of the Antiquities Act (Act)(16 U.S.C. 431). The Proclamation reserves all lands and interests in lands owned or controlled by the Government of the United States in the Northwestern Hawaiian Islands (NWHI), including emergent and submerged lands and waters, out to a distance of approximately 50 nautical miles (nmi) from the islands. The outer boundary of the Monument is approximately 950nmi long (1200 miles) and 100nmi wide extending around coral islands, seamounts, banks, and shoals. The area includes the Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve, the Midway Atoll National Wildlife Refuge/Battle of Midway National Memorial, and the Hawaiian Islands National Wildlife Refuge.

The three principal entities with responsibility for managing lands and waters of the Monument, the Department of Commerce, Department of Interior, and the State of Hawaii (collectively the Co-Trustees), are working cooperatively to administer the Monument. This relationship is further described in the Memorandum of Agreement among the Co-Trustees signed on December 8, 2006.

Permit Application Deadlines

Permit applications must be postmarked by:

- February 1: For activities occurring between June 1 and Aug 31
- May 1: For activities occurring between September 1 and December 31
- October 1: For activities occurring between January 1 and May 31

Confidential Information

Applicants are requested to indicate any information that is considered proprietary business information. Such information is typically exempt from disclosure to anyone requesting information pursuant to the Freedom of Information Act (FOIA) and all applicable State law. NOAA, the U.S. Fish and Wildlife Service and the State of Hawaii attempt to protect such proprietary information, consistent with all application FOIA exemptions in 5 U.S.C. 552(b) and applicable State law. Typically exempt information includes trade secrets, commercial and financial information (5U.S.C. 552(b) (4)). Personal information affecting an individual's privacy will also be kept confidential consistent with 5 U.S.C. 552(b) (6)) and applicable State law. Unless such information is so identified, the application may be made available to the public in its entirety.

Intellectual Property

The permittee retains ownership of any data, derivative analyses or other work product, or any photographic or video material, or other copyrightable works, but the Federal Government and the State of Hawaii retain a lifetime, non-exclusive, worldwide, royalty-free license to use the same for government purposes, including copying and redissemination, and making derivative works.

Indemnification

The permittee and any person participating in any activity authorized by this permit shall release, indemnify, and hold harmless National Oceanic and Atmospheric Administration, the Department of Commerce, the U.S. Fish and Wildlife Service, the Department of the Interior, the United States Government, the State of Hawaii, and their respective employees acting within the scope of their duties from and against any claims, demands, actions, liens, rights, subrogated or contribution interests, debts, liabilities, judgments, costs, and attorney's fees, arising out of, claimed on account of, or in any manner predicated upon the issuance of this permit or the entry into or habitation upon the NWHI Marine National Monument or as the result of any action of the permittee or persons participating in the activity authorized by this permit.

Reporting Burden

Submittal of the information requested in these guidelines is required to obtain a permit pursuant to Monument regulations (50 CFR Part 404). This data is to evaluate the potential benefits of the activity, determine whether the proposed methods will achieve the proposed results, evaluate any possible detrimental environmental impacts, and determine if issuance of a permit is appropriate. It is through this evaluation that the Co-trustees are able to use permitting as one of the management tools to protect Monument resources and qualities.

Public reporting burden for this collection of information, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information is estimated as:

- A. Twenty-four (24) hours per response for Special Ocean Use permits;
- B. Five (5) hours per response for General (Research, Conservation and Management, and Education), Native Hawaiian Practices, and Recreation permits;
- C. Four (4) hours per response for VMS installation and maintenance;
- D. Five (5) minutes per response for entry and exit notices and VMS certification;
- E. Five (5) seconds per response for hourly VMS reports.

Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to NWHI Marine National Monument Permit Coordinator, 6600 Kalaniana'ole Hwy. # 300, Honolulu, HI 96825.

Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

Northwestern Hawaiian Islands Marine National Monument

Permit Application Instructions

NOTE: *This Permit Application (and associated Instructions) are for activities to be conducted in the Northwestern Hawaiian Islands Marine National Monument, including Hawaiian Islands National Wildlife Refuge, the Midway Atoll National Wildlife Refuge, Battle of Midway National Memorial, Northwestern Hawaiian Islands State Marine Refuge, Kure Atoll Hawaii State Seabird Sanctuary, and the Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve. The Co-Trustees are required to determine that issuing the requested permit is compatible with the findings of Presidential Proclamation 8031. Within this Application, please provide all information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historical and cultural resources of the NWHI Marine National Monument (Monument).*

Summary Information

Applicant Name: Please enter the name of the person who is in charge of the proposed activity and who will be responsible for all the personnel and actions under the authority of the requested Monument Permit.

Permit categories: Please check the category of permit for which you wish to apply. Below are the permit categories as defined by Presidential Proclamation 8031.

***Research:** Research Permits may be issued for non-revenue generating scientific research that is designed for further understanding of Monument resources and qualities, and that are compatible with the purposes of Presidential Proclamation 8031. To apply for a Research Permit, please fill out Sections A-C, D if applicable, and Appendix A.

***Conservation and Management:** Conservation and Management Permits may be issued for activities that assist in the conservation and management of the Monument and are compatible with the purposes of Presidential Proclamation 8031. To apply for a Conservation and Management Permit, please fill out Sections A-C, D if applicable, and Appendix A.

***Education:** Education Permits may be issued for non-revenue generating educational activities that will further the educational value of the Monument and that are compatible with the purposes of Presidential Proclamation 8031. To apply for an Education Permit, please fill out Sections A-C, D if applicable, and Appendix B.

***Native Hawaiian Practices:** Native Hawaiian Practice Permits may be issued for the purpose of pursuing cultural activities. Cultural activities are activities conducted for the purposes of perpetuating traditional knowledge, caring for and protecting the environment, and strengthening cultural and spiritual connections to the Northwestern

Hawaiian Islands and have demonstrable benefits to the Native Hawaiian community and are compatible with the purposes of Presidential Proclamation 8031. To apply for a Native Hawaiian Practices Permit, please fill out Sections A-C, D if applicable, and Appendix C.

***Recreation (Midway Atoll Special Management Area ONLY):** Recreation Permits may be issued for activities conducted for personal enjoyment that do not result in the extraction of Monument resources and that do not involve for-hire operations, and are compatible with the purposes of Presidential Proclamation 8031. To apply for a Recreation Permit, please fill out Sections A-C, D if applicable, and Appendix D.

***Special Ocean Use:** Special Ocean Use Permits may be issued for an activity or use of the Monument to generate revenue or profits for one or more of the persons associated with the activity or use, and does not destroy, cause the loss of, or injure Monument resources, and are compatible with the purposes of Presidential Proclamation 8031. To apply for a Special Ocean Use Permit, please fill out Sections A-C, D if applicable, and Appendix E.

*Please include a brief summary of the proposed activities.

* Please specify whether you are applying for a permit for a new project or for the renewal of an existing permitted project.

* Please specify the dates that your activities will occur.

Section A: Applicant Information

1. Give the name and title of the Applicant. The Applicant is the individual who is in charge of the proposed activity and therefore responsible for all the personnel and actions undertaken under the authority of the requested Monument Permit. Attach his/her CV, resume or biography if applicable.

2. Give the Applicant's mailing address, phone number, fax number and email address. If the Applicant is a student, give his/her Major Professor's contact information in addition to his/her own.

3. Specify the Applicant's affiliation, if any, in relation to the proposed project.

4. List all personnel participating in the proposed activity. Please include first and last name, affiliation, telephone number, and email address for each individual. The Application Review Committee, on its own initiative, may request resumes, biographies, or CVs for any of these personnel at a later date. Please attach additional information if necessary. It is the Applicant's responsibility to keep Monument staff apprised of any personnel changes.

Section B: Project Information

5a. Project Location: Check all applicable locations where the proposed activity will occur. Please also indicate whether your project will occur on land, in the ocean, or both. NOTE: Please include alternate locations if appropriate.

*Location Description: For each of the locations, if an activity is ocean-based, please specify the exact GPS location, depth and habitats of the proposed activity. Instead of listing locations here, you may have the option upload a list, Excel or Shape file which contains this information. If the activity is land-based please describe the specific island(s), and areas of the islands where the proposed activity is to occur.

5b. Check all applicable regulated activities proposed to be conducted in the Monument by the Applicant at any of the locations mentioned in 5a.

*Removing, moving, taking, harvesting, possessing, injuring, disturbing, or damaging, or attempting to remove, move, take, harvest, possess, injure, disturb, or damage any living or nonliving Monument resource.

*Drilling into, dredging, or otherwise altering the submerged lands other than by anchoring a vessel; or constructing, placing, or abandoning any structure, material, or other matter on the submerged lands.

*Anchoring means dropping anything on to the ocean bottom with the intention of holding something fast to the bottom. Generally an anchor secures a vessel, but it may also be used for a mooring or any other item.

*Deserting a vessel aground, at anchor, or adrift.

*Discharging or depositing any material into Special Preservation Areas or the Midway Atoll Special Management Area except vessel engine cooling water, weather deck runoff, and vessel engine exhaust.

OR

*Discharging or depositing any material or other matter into the Monument, or discharging or depositing any material or other matter outside of the Monument that subsequently enters the Monument and injures any resources of the Monument, except fish parts (i.e. chumming material or bait) used in and during authorized fishing operations, or discharges incidental to vessel use such as deck wash, approved marine sanitation device effluent, cooling water, and engine exhaust.

*Touching any coral, living or dead.

*Possessing fishing gear except when stowed and not available for immediate use during passage without interruption through the Monument.

*Attracting any living Monument resources.

*Sustenance Fishing means fishing for bottomfish or pelagic species within Federal waters, but outside of Special Preservation Areas, Ecological Reserves and the Midway Atoll Special Management Area, in which all catch is consumed within the Monument, and that is incidental to another activity permitted under Presidential Proclamation 8031.

*Subsistence Fishing means fishing for bottomfish or pelagic species in State waters in which all catch is for direct personal consumption within the Monument, and that is incidental to another activity permitted under Presidential Proclamation 8031.

*Swimming means entering the water and propelling oneself by movements of the limbs, without special equipment of any kind.

*Snorkeling means entering the water and swimming with the aid of a mask, snorkel, and fins, or any combination of the aforementioned equipment.

*SCUBA Diving means entering the water and submerging oneself with the aid of self-contained underwater breathing apparatus.

6. Please state the purpose of the proposed activities. Please also state the goals and objectives of the activity.

7. The Co-Trustees are required to determine that issuing the requested permit is compatible with the Findings of Presidential Proclamation 8031. Please provide any information that you believe will assist the Co-Trustees in determining how your proposed activities are compatible with the conservation and management of the natural, historical and cultural resources of the Monument.

The Findings are as follows:

- a. The activity can be conducted with adequate safeguards for the resources and ecological integrity of the Monument;
- b. The activity will be conducted in a manner compatible with the management direction of this proclamation, considering the extent to which the conduct of the activity may diminish or enhance Monument resources, qualities, and ecological integrity, any indirect, secondary, or cumulative effects of the activity, and the duration of such effects;
- c. There is no practicable alternative to conducting the activity within the Monument;
- d. The end value of the activity outweighs its adverse impacts on Monument resources, qualities, and ecological integrity;
- e. The duration of the activity is no longer than necessary to achieve its stated purpose;

- f. The applicant is qualified to conduct and complete the activity and mitigate any potential impacts resulting from its conduct;
- g. The applicant has adequate financial resources available to conduct and complete the activity and mitigate any potential impacts resulting from its conduct;
- h. The methods and procedures proposed by the applicant are appropriate to achieve the proposed activity's goals in relation to their impacts to Monument resources, qualities, and ecological integrity;
- i. The applicant's vessel has been outfitted with a mobile transceiver unit approved by OLE and complies with the requirements of Presidential Proclamation 8031; and
- j. There are no other factors that would make the issuance of a permit for the activity inappropriate.

8. Please describe the procedures you will use in performing the proposed activity while within the Monument. Please also address how the methods and procedures you will use are appropriate to achieve the goals of the proposed activity in relation to their impacts to Monument resources, qualities, and ecological integrity.

Please describe in detail how you will get to your work locations and specific sites (walking, climbing, wading, swimming, snorkeling, diving, boating, etc.). Will you need to enter a seabird colony? Will you need access to beaches? Will you work at night?

Will you request assistance from Monument staff to maintain the equipment or collect data or samples in association with the proposed activity in your absence or presence? If so, describe procedures for doing so including how often it is to occur and how long it will take per maintenance/data/sample collection event. Describe how you plan to compensate volunteers for the maintenance or data/sample collection work.

Section C: Logistics

9. Please list here and reference permit numbers for all other related Federal or State Permits for which you have applied or received. These may include, but are not limited to, a Bird Banding Lab Migratory Bird Banding Permit, State of Hawaii Department of Land and Natural Resources Division of Forestry and Wildlife Permit, State Conservation District Use Permit, Endangered Species Act consultations, Marine Mammal Protection Act Permit, International Animal Care and Use Committee, or any University permits. Please attach copies of permits already received. You will be required to provide copies of all required permits to the Monument Permit coordination personnel prior to departure for the Monument.

Please also list all permits which you have received on previous occasions for the same or similar activities from any State or Federal entity.

9a. For each of the permits listed, please identify any permit violations or any permit that was suspended, amended, modified or revoked for cause. Please explain the circumstances surrounding the violation or permit suspension, amendment, modification or revocation.

10. Please include a budget and funding sources specific to the proposed activities. **Salary information and detailed program budgets are not necessary.** Please also list any in-kind contributions awarded for the proposed activities.

NOTE: The Monument Permit Coordinators reserve the right to request additional budget information.

11. The “Activity Start” and “Activity Completion” must reflect the entire time span of the proposed activity. In other words, these dates must indicate if the proposed activity is a multi-year activity and how many years the proposed activity is expected to be conducted in the Monument. NOTE: Multi-year projects do NOT guarantee the issuance of additional permits in subsequent years.

The “Dates Actively in the NWHI Marine National Monument” must reflect the dates during the current calendar year in which this Permit Application is proposing work within the Monument.

If specific dates cannot be determined at the time of application, please explain why the dates are pending (e.g., ship schedules, flight schedules). At a minimum, you must describe the intervals of time you wish to visit the Monument, e.g. during a specific nesting season or quarterly, and you must describe how long you wish to stay.

In the text box allotted for Personnel Schedule, please list who will be located where in the Monument and for what periods of time. Attach additional documentation if necessary.

12. All persons covered under the permit are responsible for the cost of removing themselves from the Monument at the conclusion of the term of the permit or upon revocation of the permit. Additionally, persons covered under the permit are also responsible for the cost of removing themselves from the Monument in the event of a necessary medical evacuation, emergency evacuation, including weather, or for the cost of any necessary search and rescue operation. Please demonstrate that all persons covered under the permit have either appropriate insurance coverage, have been adequately bonded, or have the independent financial resources to pay for or reimburse the Monument Co-Trustees for the cost of their necessary search and rescue and/or removal from the Monument.

NOTE: The State of Hawaii requires permittees to carry general liability insurance.

13. Please check the appropriate box to indicate how personnel will enter the Monument. Note in the text box which vessel(s) or aircraft(s) will be used to transport personnel. If entering by a vessel which is not already permitted to enter the Monument in support of your proposed activity, you must include that respective vessel and its crew on this permit application, or the vessel must apply separately for its own permit. If entering by a vessel which is already permitted to enter the Monument in support of your proposed activity, please note the vessel's Monument Permit number here.

14. Please check the relevant inspections that you will conduct prior to departure for the Monument. Include the dates of scheduled inspections. Upon completion of the inspections and any required cleaning operations, you will be required to provide proof of inspections and cleaning to Monument Permit coordination personnel.

All vessels must have at a minimum a Rodent Free Inspection, Hull Inspection, and Ballast Water Record Inspection no more than 14 days prior to departure for the Monument. If any small boat operations are proposed to occur within the Monument, then a Tender Vessel Fouling Inspection must occur in this time frame as well. If any gear will be placed or used in the water or on land, you must schedule an inspection of these items before departing for the Monument. For more information on who to contact to arrange these inspections please visit the Monument website at <http://hawaiiireef.noaa.gov/>

NOTE: Results of inspections may require cleaning operations such as rodent eradication, hull cleaning, or ballast water maintenance at your own cost before departing for the Monument. If proposed gear or materials are found to be contaminated with alien species you may be required to conduct specific cleaning measures or complete replacement of contaminated items at your own cost before departing for the Monument. Re-inspection may be required.

15. Please list all vessel information: Vessel name, owner, captain's name, vessel type, length, gross tonnage and vessel identification number. Please also list vessel International Maritime Organization Number (if applicable), flag of origin, Chief Scientist, call sign, port of embarkation, total ballast water capacity volume (m³), total number of fuel tanks on ship, total number of tanks on ship, total fuel capacity and last port the vessel will have been prior to this embarkation.

Please also indicate if the vessel has a Marine Sanitation Device (MSD) and describe the type of MSD on board the vessel. Please explain in detail how you will comply with the 'No Discharge' regulations stipulated in Presidential Proclamation 8031. If applicable, please attach schematics of the vessel's discharge and treatment systems.

Please list all other fuel and hazardous materials to be carried on board for vessel or tender vessel use and their respective amounts.

Does the vessel have a NOAA Office of Law Enforcement (OLE)-approved Vessel Monitoring System (VMS)? Please provide the name and contact information of the contractor responsible for installing the VMS system. For more information on NOAA OLE-approved VMS systems, please refer to Federal Register Notice 71 FR No. 135 Published July 14, 2006. <http://hawaiireef.noaa.gov/PDFs/VMSfedreg.pdf>

Please also describe the make and model of the VMS to be used while conducting activities in the Monument.

NOTE: Per Presidential Proclamation 8031, all vessels entering the Monument MUST have an NOAA OLE-approved VMS System installed PRIOR to entering the Monument, “An owner or operator of a vessel that has been issued a permit for accessing the Monument must ensure that such a vessel has an operating vessel monitoring system (VMS) on board, approved by the OLE in the National Oceanic and Atmospheric Administration in the Department of Commerce when voyaging within the Monument.”

Please include the following information in this section: VMS Email address and Inmarsat ID #.

* NOTE: This question is not required if you are traveling aboard a NOAA vessel.*

16. Please list all workboats (tenders) which will be use to transport personnel, gear and materials within the Monument. Please include information on the number of tenders/skiffs aboard the vessel and the specific types of motors on each tender/skiff.

Section D: Additional Information for Land Based Operations

ANSWER QUESTIONS IN THIS SECTION IF YOU WISH TO CONDUCT ACTIVITIES ON LAND

17. Please answer the following questions:

*If personnel, gear and materials are to be transported to the Monument by vessel, how will personnel, gear and materials be transported between ship and shore?

*If applicable, how will personnel be transported between islands within any one atoll?

*Provide a time line of all significant transportation events for arrivals and departures.

18. Describe where personnel will sleep/eat/bathe while on the island(s). Note how many personnel will be using U.S. Fish and Wildlife Service and/or State of Hawaii supplied accommodations and for how long.

19. Describe office/desk/workbench/workshop/lab space you expect to use during the proposed activity on the island(s). Describe all electrical and water needs you expect to use during the proposed activity on the island(s). Describe what disposal route all of the water and hazardous materials will take (e.g., laboratory sink, drains, flow-through aquaria) and where these materials will ultimately end up.

NOTE: charging batteries, rinsing gear, cleaning tools, painting and maintaining equipment, etc., all take space and resources. Requesting use of these resources should be done in this section.

Appendix A – Research OR Conservation and Management Application Instructions

NOTE: If you do not intend to collect specimens, you may enter “N/A” for questions 1-3 and skip to question 4.

1a. Please list all specimens (organisms or objects) that you plan to collect. If applicable, please list each species common name, scientific name, number to be collected, maximum size of specimens to be collected, amount taken and the size of the organism from which you will take any sample(s) and collection location corresponding to coordinates requested in #5a (primary application). Please also indicate whether you will be taking the whole organism or a subsample thereof.

1b. Please list what will be done with specimens upon completion of the project. Also state what will be done with the parts of samples that are not used in your initial analysis?

1c. Please check the appropriate box to indicate if the organisms will be kept alive after collection. If the organisms are to be kept alive, where will they be housed? Provide the specific site and/or location. Also check the appropriate box to indicate if there is an open or closed system for maintaining living organisms and if there is an outfall or discharge. If applicable, please note whether the organisms will be kept with other species and if so, the species names of the other organisms. Will any organisms be released? If so, where?

2. How will the collected samples be transported out of the Monument? Will they be transported by vessel or aircraft? Will they be transported frozen, in formalin, in alcohol, or other media?

3. Please describe if you are collaborating with others to reduce duplicative activities in the Monument or elsewhere in the State of Hawaii or other Pacific Remote Island National Wildlife Refuges. If you are collecting samples for someone else, stipulate to whom the samples will be provided and give their Monument permit number. Please also list State of Hawaii and United States Fish and Wildlife Service permit numbers for any relevant collaborations or research related to this project, including projects in the main Hawaiian Islands and Pacific Remote Island National Wildlife Refuges. If any permit applications for related research are under review at any of the above agencies, please provide us with that information.

4a. Provide a complete itemized list of work related gear/equipment/supplies, including collecting equipment, radio isotopes, dive equipment, etc., that will be taken into and removed from the Monument. If you wish to store any items on any island between field seasons, please request so here. Please indicate how and where you propose the stored items be kept. If you are proposing to take any work or personal items ashore that will require use of resources (electrical power or water supplies) also describe that in this section.

4b. For any Hazardous Materials also include the following information:

*List all hazardous materials by common name, proper shipping name, hazard class, and amount to be taken into the Monument. Provide a Material Safety Data Sheet for each hazardous material.

*Describe how each hazardous material will be contained and stored while in the Monument.

*Describe how each hazardous material will be used for the proposed activity. Describe how and when each hazardous material will be removed from the Monument.

NOTE: The Co-Trustees will not be responsible for disposal of, storage, or unauthorized use of any left-over hazardous materials from any permitted activity.

5. If applicable, please indicate the types of permanent or semi-permanent installments you would like to install in the Monument, and answer the following questions:

*What is it made of?

*What will be installed?

*How will it be installed?

*Where will it be installed?

*How long will it be installed?

*Will the installation require maintenance? If so, who will conduct the maintenance and how often?

*How and when will the installation be removed?

6. In addition to reports required by all Monument Permits, please provide information regarding the projected completion dates of the following: sample analysis, write-up and publication of information gathered within the Monument.

7. List all publications directly related to the proposed project:

Appendix B - Education Permit Instructions

1. Please describe if you are collaborating with others to reduce duplicative activities in the Monument or elsewhere in the State of Hawaii or other Pacific Remote Island National Wildlife Refuges. Please also list State of Hawaii and U.S. Fish and Wildlife Service permit numbers for any relevant collaborations or education activities related to this project, including projects in the main Hawaiian Islands and Pacific Remote Island National Wildlife Refuges. If any permit applications for related education activities are under review at any of the above agencies, please provide us with that information.

2. Provide a complete itemized list of work related gear/equipment/supplies, including collecting equipment, radio isotopes, dive equipment, etc., that will be taken into and removed from the Monument. If you wish to store any items on any island between field seasons, please request so here. Please indicate how and where you propose the stored items be kept. If you are proposing to take any work or personal items ashore that will require use of resources (electrical power or water supplies) also describe that in this section.

3. If applicable, please indicate the types of permanent or semi-permanent installments you would like to install in the Monument, and answer the following questions:
 - *What is it made of?
 - *What will be installed?
 - *How will it be installed?
 - *Where will it be installed?
 - *How long will it be installed?
 - *Will the installation require maintenance? If so, who will conduct the maintenance and how often?
 - *How and when will the installation be removed?

4. Is your proposed activity based on a State Department of Education Standards Based Curriculum? If so, please describe.

5. What materials, products or deliverables will be developed as a result of your proposed activity? Provide a time line for write-up and publication of information or production of educational materials

6. List all publications directly related to the proposed project:

NOTE: If you do not intend to collect specimens, you may enter "N/A" for questions 7a-7c.

7a. Please list all specimens (organisms or objects) that you plan to collect. If applicable, please list each species common name, scientific name, number to be collected, maximum size of specimen(s) to be collected, amount taken and the size off the organism from which you will take any sample(s), and collection location(s) corresponding to

coordinates requested in #5a (primary application). Please also indicate whether you will be taking the whole organism or a subsample thereof.

7b. Please list what will be done with specimens upon completion of the project. Also state what will be done with the parts of samples that are not used in the proposed education activity?

7c. Please check the appropriate box to indicate if the organisms will be kept alive after collection. If the organisms are to be kept alive, where will they be housed? Provide the specific site and/or location. Also check the appropriate box to indicate if there is an open or closed system for maintaining living organisms and if there is an outfall or discharge. If applicable, please note whether the organisms will be kept with other species and if so, the species names of the other organisms. Will any organisms be released? If so, where?

8. How will the collected samples be transported out of the Monument? Will they be transported by vessel or aircraft? Will they be transported frozen, in formalin, in alcohol, or other media?

Appendix C – Native Hawaiian Practices Application Instructions

1. Please state how the purpose and intent of the activity are appropriate and deemed necessary by traditional standards in the Native Hawaiian culture (pono), and demonstrate an understanding of, and background in, the traditional practice, and its associated values and protocols.
2. Please state how the activity benefits the resources of the Northwestern Hawaiian Islands and the Native Hawaiian community.
3. Please state how the activity supports or advances the perpetuation of traditional knowledge and ancestral connections of Native Hawaiians to the Northwestern Hawaiian Islands.
4. Please indicate whether or not you will be collecting any Monument resource for use in any Native Hawaiian cultural practice in the course of your proposed activity.

NOTE: If you do not intend to collect specimens, you may enter “N/A” for questions 4a – 4c, and skip to question 5.

4a. Please list all resources (organisms or objects) that you plan to collect. If applicable, please list each species common name and/or scientific name, number to be collected, maximum size to be collected, and collection location(s) corresponding to coordinates requested in #5a (primary application form). Please also indicate whether you will be taking the whole organism or a subsample thereof. What will be done with the parts of samples that are not used?

4b. Please list what will be done with specimens upon completion of the native Hawaiian cultural practice is complete.

4c. Please check the appropriate box to indicate if the organisms will be kept alive after collection. If the organisms are to be kept alive, where will they be housed? Provide the specific site and/or location. Also check the appropriate box to indicate if there is an open or closed system for maintaining living organisms and if there is an outfall or discharge. If applicable, please note whether the organisms will be kept with other species and if so, the species names of the other organisms. Will any organisms be released? If so, where?

NOTE: Any Monument resource harvested from the Monument for the purpose of Native Hawaiian practices will be consumed in the Monument.

5. If you are collaborating with any other groups or individuals permitted to conduct Native Hawaiian practices in the Monument, please describe how your efforts are being collaborated. Please also list State of Hawaii and Monument permit numbers for any relevant collaboration related to this project, including projects in the main Hawaiian

Islands. If any permit applications for related Native Hawaiian practices are under review, please provide us with that information.

6. Provide a complete itemized list of work related gear/equipment/supplies, including collecting equipment, radio isotopes, dive equipment, etc., that will be taken into and removed from the Monument. If you wish to store any items on any island between field seasons, please request so here. Please indicate how and where you propose the stored items be kept. If you are proposing to take any work or personal items ashore that will require use of resources (electrical power or water supplies) also describe that in this section.

7. If applicable, please indicate the types of permanent or semi-permanent installments (such as ahu or other stone structure) you would like to install in the Monument, and answer the following questions:

*What is it made of?

*What will be installed?

*How will it be installed?

*Where will it be installed?

*How long will it be installed?

*Will the installment require maintenance? If so, who will conduct the maintenance and how often?

*How and when will the installation be removed?

*Will you be making any offerings in the Monument? If so, please describe.

8. Will you be producing any publications, educational materials, or other deliverables? Please provide a time line for write-up and publication of the information or production of materials.

Appendix D – Recreation Application Permit Instructions

For Activities in the Midway Atoll Special Management Area Only

NOTE: If you are visiting the Midway Atoll Special Management Area and entering the Monument via aircraft for the purpose of conducting recreational activities, you are not required to complete this application form.

1. Please explain how the activity is for the purpose of recreation as defined: “An activity conducted for personal enjoyment that does not result in the extraction of Monument resources and that does not involve a fee-for-service transaction. This includes, but is not limited to, wildlife viewing, SCUBA diving, snorkeling, and boating.”
2. Please also list Monument permit numbers for any associated activities related to the proposed activity. This should include any Research Permits, Conservation and Management Permits, Education Permits, Native Hawaiian Practices Permits, Recreation Permits or Special Ocean Use Permits that may be related to the proposed Recreation activities. If any Monument permit applications for related activities are under review, please provide that information.
3. Provide a complete itemized list of work related gear/equipment/supplies, including collecting equipment, radio isotopes, dive equipment, etc., that will be taken into and removed from the Monument. If you wish to store any items on any island between field seasons, please request so here. Please indicate how and where you propose the stored items be kept. If you are proposing to take any work or personal items ashore that will require use of resources (electrical power or water supplies) also describe that in this section.
4. If applicable, please indicate the types of permanent or semi-permanent installments you would like to install in the Monument, and answer the following questions:
 - *What is it made of?
 - *What will be installed?
 - *How will it be installed?
 - *Where will it be installed?
 - *How long will it be installed?
 - *Will the installation require maintenance? If so, who will conduct the maintenance and how often?
 - *How and when will the installation be removed?

Appendix E – Special Ocean Use Application Instructions

NOTE: If this is a first time Special Ocean Use activity, it will be considered a pilot project.

1. Please provide proof of general liability insurance, or indicate that you will be posting an equivalent bond against claims arising out of activities conducted under the permit.
2. Please describe if you are collaborating with others to reduce duplicative activities in the Monument or elsewhere in the State of Hawaii or other Pacific Remote Island National Wildlife Refuges. Please also list State of Hawaii and U.S. Fish and Wildlife Service permit numbers for any relevant collaboration related to this project, including projects in the main Hawaiian Islands and Pacific Remote Islands National Wildlife Refuges. If any permit applications for related education activities are under review at any of the above agencies, please provide us with that information.
3. Provide a complete itemized list of work related gear/equipment/supplies, including collecting equipment, radio isotopes, dive equipment, etc., that will be taken into and removed from the Monument. If you wish to store any items on any island between field seasons, please request so here. Please indicate how and where you propose the stored items be kept. If you are proposing to take any work or personal items ashore that will require use of resources (electrical power or water supplies) also describe that in this section.
4. If applicable, please indicate the types of permanent or semi-permanent installments you would like to install in the Monument, and answer the following questions:
 - *What is it made of?
 - *What will be installed?
 - *How will it be installed?
 - *Where will it be installed?
 - *How long will it be installed?
 - *Will the installation require maintenance? If so, who will conduct the maintenance and how often?
 - *How and when will the installation be removed?
5. List all publications directly related to the proposed project.

For projects occurring with the Midway Atoll Special Management Area, answer the following questions:

6. Please explain how your activity has been found compatible with the purposes for which the Midway Atoll National Wildlife Refuge was designated.
7. Please explain how your activity meets the requirement of furthering conservation and management of the Monument.

For projects occurring outside of the Midway Atoll Special Management Area, answer the following questions:

8. Please explain how the proposed activity will directly benefit the conservation and management of the Monument.
9. Please explain how the purpose of the proposed activity is for research and education related to resources or qualities of the Monument.

NOTE: SPECIAL OCEAN USE PERMITS OUTSIDE THE MIDWAY ATOLL SPECIAL MANAGEMENT AREA DO NOT ALLOW THE USE OF A COMMERCIAL PASSENGER VESSEL. A commercial passenger vessel is defined by the monument regulations as a vessel that carries individuals who have paid for such carriage.