

Honolulu, Hawaii

APR 27 2012

RE: S.B. No. 3001  
S.D. 2  
H.D. 2  
C.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 3001, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO WILDLIFE,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Prohibit the intentional, knowing, or reckless transfer, transport, and release after interisland transport of any wild or feral deer;
- (2) Allow specimens of wild or feral deer required for scientific or educational purposes to be transported only when authorized under a permit issued by the Department of Land and Natural Resources or other state department;



- (3) Exclude non-feral domestic animals as referenced in section 142-68, Hawaii Revised Statutes, from the prohibition;
- (4) Clarify that a deer that has been captured is no longer considered feral;
- (5) Provide definitions for "feral" and "release"; and
- (6) Establish mandatory fines for violations.

Your Committee on Conference finds that the introduction of non-native species to the State has a negative effect on Hawaii's environment and indigenous species in a variety of ways. While many introductions of non-native species are accidental, others may be purposeful. Axis Deer are causing great damage to native habitats and agricultural crops on Maui and are a danger to vehicular traffic on roadways. This measure provides a deterrent to the purposeful spread of wild or feral deer within the State and establishes penalties for the interisland transportation of wild or feral deer.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the prohibitions apply to live wild or feral deer;
- (2) Expanding the scope of the offense and its associated penalties to possession of a live wild or feral deer;
- (3) Allowing the interisland transportation and possession of live wild or feral deer only if permitted by the Department of Land and Natural Resources or other department of the State;
- (4) Deleting language that:
  - (A) Allows specimens of wild or feral deer required for scientific or educational purposes to be transported only when authorized under a permit issued by the Department of Land and Natural Resources or other state department;
  - (B) Exempts non-feral domestic animals as referenced in section 142-68, Hawaii Revised Statutes, from the offense; and





- (C) Establishes that once a deer has been captured that deer is no longer considered feral;
- (5) Adding a definition for "possess";
- (6) Changing the effective date to upon approval; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.


As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 3001, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 3001, S.D. 2, H.D. 2, C.D. 1.

Respectfully submitted on behalf  
of the managers:

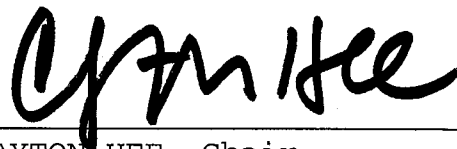
ON THE PART OF THE HOUSE

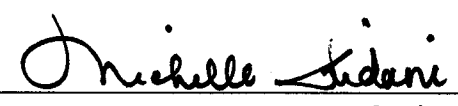
  
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JERRY L. CHANG, Co-Chair

  
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GILBERT KEITH AGARAR, Co-Chair

  
\_\_\_\_\_  
SHARON E. HAR, Co-Chair

ON THE PART OF THE SENATE

  
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CLAYTON HEE, Chair

  
\_\_\_\_\_  
MICHELLE KIDANI, Co-Chair



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: <b>SB 3001, SD 2, HD 2</b>	Date/Time: <b>4/27/2012 12pm</b>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
HEE, Clayton, Chr.	/				CHANG, Jerry L., Co-Chr.	/			
KIDANI, Michelle N., Co-Chr.	/				KEITH-AGARAN, Gilbert S.C., Co-Chr.	/			
KAHELE, Gilbert	/				HAR, Sharon E., Co-Chr.	/			/
SLOM, Sam				/	RIVIERE, Gil	/			
<b>TOTAL</b>	<b>3</b>			<b>1</b>	<b>TOTAL</b>	<b>3</b>			<b>1</b>

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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<b>Distribution:</b>	<b>Original</b> <i>File with Conference Committee Report</i>	<b>Yellow</b> <i>House Clerk's Office</i>	<b>Pink</b> <i>Senate Clerk's Office</i>	<b>Goldenrod</b> <i>Drafting Agency</i>
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