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# A BILL FOR AN ACT

RELATING TO LAND USE.

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

1           SECTION 1. Section 183D-1, Hawaii Revised Statutes, is  
2 amended by adding a new definition to be appropriately inserted  
3 and to read as follows:

4           "Cooperative resource management" means a process for the  
5 management of public resources that identifies and actively  
6 involves stakeholders with a compelling interest, such as  
7 recreation, hunting, or gathering."

8           SECTION 2. Section 183D-2, Hawaii Revised Statutes, is  
9 amended to read as follows:

10          "**§183D-2 Powers and duties of department.** The department  
11 shall:

12          (1) Manage and administer the wildlife and wildlife  
13             resources of the State[+] using cooperative resource  
14             management strategies that include traditional,  
15             recreational, and culturally dependent resource users  
16             and stakeholders;



- 1           (2) Enforce all laws relating to the protecting, taking,  
2                    hunting, killing, propagating, or increasing the  
3                    wildlife within the State and the waters subject to  
4                    its jurisdiction;
- 5           (3) Establish and maintain wildlife propagating facility  
6                    or facilities;
- 7           (4) Subject to the provisions of title 12, import wildlife  
8                    for the purpose of propagating and disseminating the  
9                    same in the State and the waters subject to its  
10                  jurisdiction;
- 11          (5) Distribute, free of charge, as the department deems to  
12                  be in the public interest, game for the purpose of  
13                  increasing the food supply of the State; provided that  
14                  when in the discretion of the department the public  
15                  interest will not be materially interfered with by so  
16                  doing, the department may propagate and furnish  
17                  wildlife to private parties, upon [~~such~~] reasonable  
18                  terms, conditions, and prices as the department may  
19                  determine;
- 20          (6) Ascertain, compile, and disseminate, free of charge,  
21                  information and advice as to the best methods of



- 1 protecting, propagating, and distributing wildlife in  
2 the State and the waters subject to its jurisdiction;
- 3 (7) Gather and compile information and statistics  
4 concerning the area, location, character, and increase  
5 and decrease of wildlife in the State;
- 6 (8) Gather and compile information concerning wildlife  
7 recommended for release in different localities,  
8 including the care and propagation of wildlife for  
9 protective, productive, and aesthetic purposes and  
10 other useful information, which the department deems  
11 proper;
- 12 (9) Have the power to manage and regulate all lands which  
13 may be set apart as game management areas, public  
14 hunting areas, and wildlife sanctuaries;
- 15 (10) Pursuant to section 183D-65 of this chapter, destroy  
16 predators deemed harmful to wildlife;
- 17 (11) Formulate, and from time to time recommend to the  
18 governor and legislature, [~~such~~] additional  
19 legislation necessary or desirable to implement the  
20 objectives of title 12; and
- 21 (12) Preserve, protect, and promote public hunting."



1 SECTION 3. Section 183D-4, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 **"§183D-4 Game management areas, wildlife sanctuaries,**  
4 **public hunting areas.** (a) For the purposes of preserving,  
5 protecting, conserving, and propagating wildlife, the department  
6 shall establish, maintain, manage, and operate game management  
7 areas, wildlife sanctuaries, and public hunting areas on land  
8 under its control and, as it deems desirable, enter into  
9 agreements for taking control of privately owned lands for those  
10 purposes.

11 (b) The department shall not close an existing game  
12 management area, wildlife sanctuary, or public hunting area, or  
13 close an existing game management area or public hunting area to  
14 hunting for any period of time, unless the department:

15 (1) Includes with its decision a listing of findings based  
16 on scientific data that substantiates the decision for  
17 the closure; provided that the scientific data shall  
18 span a period of not less than ten years; and

19 (2) Obtains a positive recommendation for the closure from  
20 the game management advisory commission.

21 [~~b~~] (c) For the purposes of this section:



1 "Game management area" means an area so designated by  
2 either executive order, rule, cooperative agreement, or action  
3 of the board of land and natural resources that has been set  
4 aside for the primary purpose of managing, sustaining, and  
5 enhancing habitat and populations of game mammals [~~and/or~~] or  
6 game birds, and providing public hunting and, secondarily, other  
7 compatible uses.

8 "Public hunting area" means those lands designated by the  
9 board of land and natural resources as areas where the public  
10 may hunt game birds and mammals, including:

- 11 (1) Game management areas;
- 12 (2) Forest reserves and surrendered lands;
- 13 (3) Natural area reserves;
- 14 (4) Restricted watersheds;
- 15 (5) Cooperative game management areas;
- 16 (6) Military training areas;
- 17 (7) Unencumbered state lands;
- 18 (8) Designated sanctuaries; and
- 19 (9) Other lands designated by the board."

20 SECTION 4. Statutory material to be repealed is bracketed  
21 and stricken. New statutory material is underscored.



# H.B. NO. 1122

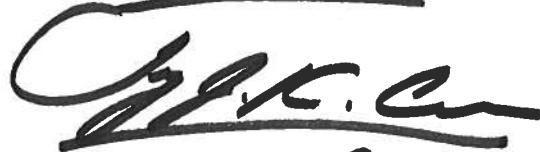
1 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:



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JAN 23 2019



# H.B. NO. 1122

**Report Title:**

DLNR; Cooperative Resource Management; Game Management Areas; Wildlife Sanctuary; Public Hunting Area; Closures

**Description:**

Requires the Department of Land and Natural Resources to use cooperative resource management strategies to manage and administer the wildlife and wildlife resources of the State. Prohibits closures of game management areas, wildlife sanctuaries, and public hunting areas unless the Department includes with its decision a listing of findings based on scientific data from a period of at least 10 years that substantiates the decision for the closure and receives a positive recommendation for the closure from the Game Management Advisory Commission.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

