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# A BILL FOR AN ACT

RELATING TO HUNTING.

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

1           SECTION 1. Section 183D-25.5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           " ~~§183D-25.5~~ **Hunting guides; licensing and reporting**  
4 **requirements.** (a) No person shall engage in the business of  
5 soliciting and guiding clients for the purpose of taking any  
6 game bird or mammal without first procuring a hunting guide  
7 license.

8           (b) A hunting guide license shall be issued to any person  
9 who possesses a valid state hunting license and registers with  
10 the department; provided that hunting guides shall provide  
11 service only to clients with a current state hunting license,  
12 unless the client is otherwise exempted by the department.

13           (c) Prior to guiding any client for the purpose of hunting  
14 or taking any game bird or mammal on any land or premises  
15 belonging to, held, or occupied by another, a hunting guide  
16 shall obtain written permission from each landowner upon which



1 the hunting guide engages in guide activities. Hunting guides  
2 shall:

3 (1) Submit to the department's division of forestry and  
4 wildlife the written permission form obtained from the  
5 landowner based upon which the hunting guide engages  
6 in guide activities;

7 (2) Provide the department's division of forestry and  
8 wildlife with a comprehensive listing of all lands or  
9 premises belonging to, held, or occupied by another,  
10 upon which the hunting guide engages in guide  
11 activities; provided that this listing shall include  
12 the street address or tax map key number of each  
13 parcel of land; and

14 (3) Carry a copy of the written permission obtained and  
15 filed pursuant to this section at all times when  
16 engaging in guide activities.

17 (d) The department shall:

18 (1) Verify the land owner listed on any written permission  
19 form or comprehensive listing submitted pursuant to  
20 this section; and



1        (2) Mail a copy of the written permission form and  
2        comprehensive listing to each landowner listed on any  
3        written permission form or comprehensive listing  
4        submitted pursuant to this section that includes the  
5        landowner's parcel of land.

6        [~~e~~] (e) Hunting guides shall provide an annual report to  
7 the department of their guide activities that shall include the  
8 number of clients served and the clients' residency status. The  
9 reports shall be submitted within thirty days after the  
10 expiration of the hunting guide license issued pursuant to this  
11 section. The failure to submit an annual report within the time  
12 specified shall be grounds for the revocation and nonrenewal of  
13 the hunting guide license."

14        SECTION 2. Section 183D-26, Hawaii Revised Statutes, is  
15 amended to read as follows:

16        "**§183D-26 Hunting on private lands prohibited.** (a) No  
17 person shall enter upon any land or premises belonging to, held,  
18 or occupied by another, for the purpose of hunting or to take  
19 any kind of wildlife including game without first having  
20 obtained written permission from the owner or a duly appointed  
21 agent, if the owner is the occupier or holder, or if the owner



1 has let another occupy or hold the same, without having first  
2 obtained the written permission of the occupier or holder  
3 thereof, or the duly appointed agent of the occupier or holder.

4 (b) Written permission obtained pursuant to subsection (a)  
5 shall be filed with the department's division of forestry and  
6 wildlife. Each person, while hunting or taking any kind of game  
7 including wildlife on any land or premises belonging to, held,  
8 or occupied by another, shall carry a copy of the written  
9 permission obtained and filed pursuant to this section. The  
10 department shall:

11 (1) Verify the landowner listed on any written permission  
12 form submitted pursuant to this section; and

13 (2) Mail a copy of the written permission form to each  
14 landowner listed on any written permission form  
15 submitted pursuant to this section that includes the  
16 landowner's parcel of land.

17 ~~[(b)]~~ (c) No prosecution shall be brought under this  
18 section, except upon the sworn complaint of the owner, occupier,  
19 or holder of the land or premises, or a duly appointed agent, or  
20 if the owner, occupier, or holder is either a corporation or a



1 partnership, then the complaint shall be sworn to by an officer  
2 of the corporation or by one of the members of the partnership."

3 SECTION 3. The division of forestry and wildlife of the  
4 department of land and natural resources shall create and make  
5 available to the public a written permission form that may be  
6 completed and filed in accordance with this Act by any person  
7 engaged in hunting on private lands as an individual hunter or  
8 serving as a hunting guide.

9 SECTION 4. This Act does not affect rights and duties that  
10 matured, penalties that were incurred, and proceedings that were  
11 begun before its effective date.

12 SECTION 5. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 6. This Act shall take effect on July 1, 2050.



**Report Title:**

DLNR; Hunting; Wildlife; Private Lands

**Description:**

Requires any hunting guide or hunter to obtain and submit to the Department of Land and Natural Resources written permission from any private landowner upon which the hunting guide or hunter is engaged in guide or hunting activities. Requires the Division of Forestry and Wildlife of the Department of Land and Natural Resources to create and make available to the public a written permission form to be completed and filed by any hunting guide or hunter engaged in guide activities or hunting on private lands. Takes effect on 7/1/2050. (HD1)

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

