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# A BILL FOR AN ACT

RELATING TO FERAL PIG CONTROL PERMITS.

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

1       SECTION 1. The legislature finds that residents of Hawaii,  
2 especially those living in rural areas, should be allowed to  
3 protect their property from wildlife that can damage property  
4 and endanger persons. Destructive or dangerous wildlife,  
5 particularly feral pigs, pose a threat to crops, indigenous  
6 plants and wildlife, and are often hazardous to human health and  
7 safety.

8       The legislature further finds that, the process for  
9 acquiring the necessary permits to eradicate feral pigs on  
10 private property is often difficult and cumbersome. Creating an  
11 expedited process for acquiring permits to eradicate feral pigs  
12 would better allow landowners to protect their property and  
13 persons.

14       The purpose of this Act is to codify an expedited process  
15 for acquiring permits to eradicate feral pigs on private  
16 property.



SECTION 2. Section 183D-61, Hawaii Revised Statutes, is amended to read as follows:

"§183D-61 Permits to take wild birds, game birds, and game mammals. (a) Notwithstanding the provisions contained in this chapter, the department may adopt rules pursuant to chapter 91:

(1) Authorizing the taking and collecting of wild birds, game birds, and game mammals for scientific and educational purposes, or for the purpose of distributing wild birds to different localities in the State pursuant to this title;

(2) Authorizing the keeping of wild birds in captivity for the protection, treatment for injury or disease, propagation, and other similar purposes consistent with the preservation, protection, and conservation of wild birds;

(3) Authorizing the taking and destruction of those wild birds, game birds, and game mammals, including feral pigs, the department may have found after investigation to be destructive to crops or to other game birds and game mammals or otherwise harmful to



1 agriculture or aquaculture, or to constitute a  
2 nuisance or a health hazard; ~~[or]~~

3 (4) Authorizing without requiring permits or reports, the  
4 destruction within a district of wild birds, game  
5 birds, and game mammals, including feral pigs, which  
6 are generally destructive to crops or otherwise  
7 harmful to agriculture or aquaculture, or constitute a  
8 nuisance or a health hazard within the district ~~[or]~~; or

9 (5) Notwithstanding the provisions in this section, no  
10 permit or report shall be required to destroy or  
11 control game mammals, including feral pigs, during  
12 daytime hours on privately owned land when the action  
13 is otherwise in compliance with department rules  
14 adopted pursuant to section 183D-3.

15 (b) The department shall issue permits for the destruction  
16 or control of game mammals, including feral pigs, that have  
17 caused or are likely to cause damage to privately owned land,  
18 agricultural or aquacultural crops, indigenous plants or  
19 wildlife, or that pose a threat to human health and safety;  
20 provided that:



1        (1) An authorized agent of the department shall  
2        investigate a complaint regarding game mammals,  
3        including feral pigs, that have caused or are likely  
4        to cause damage to privately owned land and, if the  
5        authorized agent is satisfied that damage has occurred  
6        or is likely to occur, a permit shall be granted;

7        (2) An authorized agent shall have no more than one  
8        hundred eighty days to investigate the complaint and  
9        issue the permit or notify the applicant why the  
10       permit was not issued after the complaint has been  
11       made;

12       (3) Applicants may appeal the decision of the authorized  
13       agent to the department if the permit is not issued  
14       within one hundred eighty days;

15       (4) Permits shall state the species and may specify the  
16       number to be destroyed and the method of control to be  
17       used; and

18       (5) Permits may include other terms and conditions as the  
19       department deems to be necessary and appropriate.

20       ~~[(b)]~~ (c) Except as provided in subsection (a)(4), the  
21 rules shall require the person or persons seeking authority to



1 apply for and obtain a written permit from the department. The  
2 permits may prescribe terms and conditions the department deems  
3 necessary to prevent abuse of the authority granted thereby, and  
4 may be canceled by the department, after notice and hearing, for  
5 the violation of any term or condition."

6 SECTION 3. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect on July 1, 2050.



**Report Title:**

Wildlife Control Permits; Department of Land and Natural Resources; Feral Pigs

**Description:**

Codifies certain administrative rules of the Department of Land and Natural Resources regarding permits to destroy or control harmful feral pigs. Requires the authorized agent of the Department of Land and Natural Resources to issue or deny permits for complaint-based destruction or control of game mammals within one hundred eighty days. Allows applicants to appeal permit decisions if a permit is not issued within one hundred eighty days. Takes effect 7/1/2050. (SD1)

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

