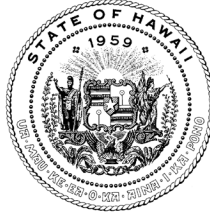


DAVID Y. IGE  
GOVERNOR OF  
HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

**Testimony of  
SUZANNE D. CASE  
Chairperson**

**Before the House Committee on  
WATER & LAND**

**Thursday, February 4, 2021  
9:00 AM**

**State Capitol, Via Videoconference, Conference Room 430**

**In consideration of  
HOUSE BILL 1007  
RELATING TO PENALTIES FOR VIOLATIONS ON CERTAIN STATE LANDS**

House Bill 1007 proposes to decriminalize traffic infractions within natural area reserves, game management areas, wildlife sanctuaries, and public hunting areas. **The Department of Land and Natural Resources (Department) strongly supports this Administration measure.**

Act 101, Session Laws of Hawaii 2008, included an amendment to Section 184-5, Hawaii Revised Statutes, to decriminalize traffic violations within the Department's State Park System. This bill proposes to similarly decriminalize traffic violations in lands managed by the Department's Division of Forestry and Wildlife. Passage of this bill would simplify resolution of minor criminal offenses, reducing effort and resources expended on minor criminal offenses for the Department, police, prosecutors, the Judiciary, and the public. It is also consistent with other jurisdictions' treatment of parking as an offense.

Thank you for the opportunity to comment on this measure.

**SUZANNE D. CASE**  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

**ROBERT K. MASUDA**  
FIRST DEPUTY

**M. KALEO MANUEL**  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS



**WRITTEN TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
THIRTY- FIRST LEGISLATURE, 2021**

---

**ON THE FOLLOWING MEASURE:**

H.B. NO. 1007 RELATING TO PENALTIES FOR VIOLATIONS ON CERTAIN STATE LANDS.

**BEFORE THE:**

HOUSE COMMITTEE ON WATER AND LAND

**DATE:** Thursday, February 4, 2021 **TIME:** 9:00 a.m.

**LOCATION:** State Capitol, Via Videoconference

**TESTIFIER(S):** **WRITTEN TESTIMONY ONLY.**

(For more information, contact David L. Williams or Lance Goto,  
Deputy Attorney General, at 586-1160)

---

Chair Tarnas and Members of the Committee:

The Department of the Attorney General (Department) submits the following comments:

The purpose of this bill is to revise the penalty provisions for traffic infractions within the Department of Land and Natural Resources natural area preserves, game management areas, wildlife sanctuarites, and public hunting areas, so that they are consistent with similar penalties for infractions in the state park system (Act 101, Session Laws of Hawaii 2008).

To avoid inconsistent application of the penalties, a clause should be added as SECTION 4, reading:

This Act does not affect the rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

The Department appreciates the opportunity to provide comments on the measure.