

ACT 265

H. B. 305.

A Bill for an Act Relating to Fish and Game and Amending Chapter 21, Revised Laws of Hawaii 1955, as Amended.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 21, Revised Laws of Hawaii 1955, as amended, is hereby amended by adding the following new sections:

“Section 21-4.1. Arrest. Except when authorized or directed by law to immediately take a person arrested for violation of any fish and game law or regulation before a magistrate, any fish and game officer, and his agents and subordinates, upon arresting any person for violation of the fish and game laws or regulations shall take the name, address, and fishing or hunting license number, if any, of such person and shall issue to him a summons or citation, printed in the form hereinafter described, warning him to appear and answer to the charge against him at a certain place and at a time within 7 days after such arrest.

Section 21-4.2. Summons or citation. There shall be a form of summons or citation for use in citing violators of the fish and game laws or regulations which do not mandate the physical arrest of such violators. Said summons or citation shall be printed in a form commensurate with the form of other summons or citation used in modern methods of arrest and shall be so designed to include all necessary information to make the same valid and legal within the laws and regulations of the State of Hawaii. The form and content of such summons or citation shall be as adopted or prescribed by the district courts.

In every case when a summons or citation is issued the original of the same shall be given to the violator; provided that the district courts may

prescribe the issuance to the violator of a carbon copy of the summons or citation and provide for the disposition of the original and any other copies.

Every summons or citation shall be consecutively numbered and each carbon copy shall bear the number of its respective original.

Section 21-4.3. Failure to obey summons. Any person who fails to appear at the place and within the time specified in the summons or citation issued to him by said officers, their agents and subordinates, upon his arrest for violation of the fish and game laws or regulations, shall be guilty of a misdemeanor and, on conviction, shall be fined not more than \$500 or be imprisoned not more than six months, or both.

In the event any person fails to comply with a summons or citation given on such person, or if any person fails or refuses to deposit bail as required and within the time permitted, said officers shall cause a complaint to be entered against such person and secure the issuance of a warrant for his arrest.”

SECTION 2. This Act shall take effect upon its approval.

(Approved June 7, 1967.)