

ACT 124

H. B. NO. 103

A Bill for an Act Relating to Fishing Reserves.

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

SECTION 1. Chapter 188, Hawaii Revised Statutes, is amended by adding two new sections to be appropriately designated and to read as follows:

**“Sec. 188- Fishing reserves, refuges, public fishing grounds.** For the purpose of preserving, protecting, conserving, propagating, and managing fish

or other freshwater and/or marine life, the department of land and natural resources may establish, maintain, manage, and operate marine reserves and refuges and public fishing grounds in such waters under its control as it may deem desirable; enter into agreements for the taking of control of privately owned waters, lands and/or fisheries for such purposes; and make and amend such rules and regulations pursuant to chapter 91 as it may deem necessary for the regulation of the marine reserves, refuges, public fishing grounds, and any other waters or lands under the jurisdiction of the State of Hawaii.

**Sec. 188- Penalty.** It shall be unlawful for any person to enter any marine reserve, refuge, or public fishing ground established under section 188- without first having obtained a permit from the department of land and natural resources if such permits are specified, or to violate any rule or regulation adopted by the department under section 188- . Any person violating this section or any such rule or regulation shall be guilty of a petty misdemeanor.

Any fishing gear or appliance used or possessed in violation of any such rule or regulation shall be deemed a public nuisance and shall be seized and forfeited in the manner provided in section 187-16.”

SECTION 2. New material is underscored. In printing this Act the revisor of statutes need not include the underscoring.\*

SECTION 3. This Act shall take effect upon its approval.

(Approved May 18, 1973.)

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\*Edited accordingly.