

ACT 111

H.B. NO. 611

A Bill for an Act Relating to Police Powers of Foresters and Forest Rangers.

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

SECTION 1. Section 183-3, Hawaii Revised Statutes, is amended to read:

“**Sec. 183-3 Police powers.** (a) The board of land and natural resources shall:

- (1) Appoint a superintendent of forestry, to be known as the state forester, who shall have charge, direction, and control (subject to the direction and control of the board) of all matters relating to forestry, mentioned in or coming within the scope of chapters 183 to 185 and 187 to 192, and such other matters as the board may from time to time direct. The state forester shall be a trained and educated forester, who shall have made the subject of forestry a special study, and if such a man is

available, one who has had practical training and experience in connection with forestry in a tropical country;

- (2) Appoint and commission in each district of the State one or more foresters, and the same at its pleasure remove, who shall serve without pay, to assist the board to carry out the terms and intent of this law;
- (3) Appoint and remove assistant foresters and forest rangers, who shall have police powers in and concerning all matters relating to or connected with forests or forest reservations and the enforcement of any of the provisions of chapters 183 to 185 and 187 to 192, and such other persons as the board may employ.

(b) In the enforcement of laws, rules and regulations relating to forestry coming within the scope of chapters 183, 185, 187 to 192 or promulgated thereunder, the state forester, his agents, any assistant forester and forest ranger shall have the power to arrest, issue summons and citation in the same manner as provided in 184-5.1 and 184-5.2 for state park enforcement officers, as well as the provisions of section 184-5.3 for a person who fails to obey summons.

- (1) Administration of oath. When a complaint is made to any prosecuting officer of the violations of any of the provisions of chapters 183 to 185 and 187 to 192 or any rule or regulations promulgated thereunder, the officer who issued the summons or citation shall subscribe to it under oath administered by another official or officials of the department of land and natural resources whose names have been submitted to the prosecuting officer and who have been designated by the chairman of the board of land and natural resources to administer the same."

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 17, 1975.)

*Edited accordingly.