

ACT 50

S.B. NO. 2340

A Bill for an Act Relating to Hunting.

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

SECTION 1. Chapter 183D, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§183D- Hunting guides; licensing and reporting requirements. (a) No person shall engage in the business of soliciting and guiding clients for the purpose of taking any game bird or mammal without first procuring a hunting guide license.

(b) A hunting guide license shall be issued to any person who possesses a valid state hunting license and registers with the department; provided that hunting

guides shall provide service only to clients with a current State hunting license, unless the client is otherwise exempted by the department.

(c) Hunting guides shall provide an annual report to the department of their guide activities that shall include the number of clients served and the clients' residency status. The reports shall be submitted within thirty days after the expiration of the hunting guide license issued pursuant to this section. The failure to submit an annual report within the time specified shall be grounds for the revocation and nonrenewal of the hunting guide license."

SECTION 2. Section 183D-5, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) Any person violating section 183D-2, 183D-3, 183D-26, 183D-27, 183D-, 183D-31, 183D-32, 183D-62, or 183D-64 shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished as follows:

- (1) For a first conviction by a fine of not less than \$100 nor more than \$1,000, or by imprisonment of not more than one year, or both;
- (2) For a second conviction within five years of a previous conviction, by a fine of not less than \$250 nor more than \$1,000, or by imprisonment of not more than one year, or both; and
- (3) For a third or subsequent conviction within five years of the first two or more convictions, by a fine of not less than \$500 nor more than \$1,000, or by imprisonment of not more than one year, or both."

SECTION 3. Section 183D-34, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

"(c) The fee for private and commercial shooting preserve and farmer's licenses shall be set by the department; provided that the department may authorize any governmental agency to breed and sell game birds and may authorize any person to possess lawfully obtained game birds. In addition to any other applicable fees, private and commercial shooting preserve licensees shall remit, with their quarterly report, [an amount] a fee equal to the current nonresident hunting license fee, as established in section 183D-22(b)(2), per each nonresident hunter exempted from the licensing requirement under subsection (b)[, to the department for deposit]; provided that for each nonresident hunter who participates in one day or less of hunting during a calendar year, the fee shall be fifty per cent of the current nonresident hunting license fee. The fees collected under this subsection shall be deposited into the wildlife revolving fund."

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.¹

SECTION 5. This Act shall take effect on January 1, 1997.

(Approved April 24, 1996.)

Note

1. Edited pursuant to HRS §23G-16.5.