

ACT 122

S.B. NO. 942

A Bill for an Act Act Relating to Hunting.

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

SECTION 1. Section 183D-4, Hawaii Revised Statutes, is amended to read as follows:

**“§183D-4 Game management areas, wildlife sanctuaries, public hunting areas.** (a) For the purposes of preserving, protecting, conserving, and propagating wildlife, the department [may] shall establish, maintain, manage, and operate game management areas, wildlife sanctuaries, and public hunting areas on land under its control and, as it deems desirable, [and] enter into agreements for taking control of privately owned lands for those purposes.

(b) For the purposes of this section:

“Game management area” means an area so designated by either executive order, rule, cooperative agreement, or action of the board of land and natural resources that has been set aside for the primary purpose of managing, sustaining, and enhancing habitat and populations of game mammals and/or game birds, and providing public hunting and, secondarily, other compatible uses.

“Public hunting area” means those lands designated by the board of land and natural resources as areas where the public may hunt game birds and mammals.”

SECTION 2. Section 183D-4,<sup>1</sup> Hawaii Revised Statutes, is amended to read as follows:

**“§183D-2 Powers and duties of department.** The department shall:

- (1) Manage and administer the wildlife and wildlife resources of the State;
- (2) Enforce all laws relating to the protecting, taking, hunting, killing, propagating, or increasing the wildlife within the State and the waters subject to its jurisdiction;
- (3) Establish and maintain wildlife propagating facility or facilities;
- (4) Subject to the provisions of title 12, import wildlife for the purpose of propagating and disseminating the same in the State and the waters subject to its jurisdiction;
- (5) Distribute, free of charge, as the department deems to be in the public interest, game for the purpose of increasing the food supply of the State; provided that when in the discretion of the department the public interest will not be materially interfered with by so doing, the department may propagate and furnish wildlife to private parties, upon such reasonable terms, conditions, and prices as the department may determine;
- (6) Ascertain, compile, and disseminate, free of charge, information and advice as to the best methods of protecting, propagating, and distributing wildlife in the State and the waters subject to its jurisdiction;
- (7) Gather and compile information and statistics concerning the area, location, character, and increase and decrease of wildlife in the State;
- (8) Gather and compile information concerning wildlife recommended for release in different localities, including the care and propagation of wildlife for protective, productive, and aesthetic purposes and other useful information, which the department deems proper;
- (9) Have the power to manage and regulate all lands which may be set apart as game management areas, public hunting areas, and wildlife sanctuaries;
- (10) Pursuant to section 183D-65 of this chapter, destroy predators deemed harmful to wildlife; [and]
- (11) Formulate, and from time to time recommend to the governor and legislature, such additional legislation necessary or desirable to implement the objectives of title 12[.]; and
- (12) Preserve, protect, and promote public hunting.”

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved June 25, 1999.)

#### Note

1. So in original.