STAND. COM. REP. NO. 1517 -12

Honolulu, Hawaii

April 4 , 2012

RE: H.C.R. No. 84 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.C.R. No. 84 entitled:

"HOUSE CONCURRENT RESOLUTION URGING THE ADOPTION OF LAWS TO REQUIRE WRITTEN PERMISSION FROM THE LANDOWNER IN ORDER TO HUNT ON PRIVATE LANDS AND TO DEFINE PLACES OF FORMAL HUNTING,"

begs leave to report as follows:

The purpose of this measure is to urge the Department of Land and Natural Resources to adopt laws that require written permission from landowners in order for hunters to hunt on private lands and that places of formal hunting be defined in the law.

The Hawaii Farm Bureau Federation, W.H. Shipman Limited, the Land Use Research Foundation of Hawaii, and numerous individuals supported this measure. The Department of Land and Natural Resources commented on this resolution. The Office of Hawaii Affairs opposed this measure.

Your Committee has amended this measure by:

- (1) Revising the title of this resolution by deleting from it the phrase "and to define places of formal hunting";
- (2) Inserting into the first "Whereas" on page one a reference to section 663-10.99, HRS, which involves a limitation of liability on the owners of agricultural land;

HCR84 HD1 HSCR JUD.doc

- (3) Revising the first BE IT RESOLVED clause by inserting that the Abercrombie Administration consider initiating legislation to require written permission from landowners in order to hunt on private lands;
- (4) Inserting a new BE IT RESOLVED clause that requests that the Administration consider the appropriateness of certain amendments to Section 183D-26, HRS;
- (5) Inserting another new BE IT RESOLVED clause that requests that the Administration consider the appropriateness of certain amendments to Section 708-813, HRS; and
- (6) Revising the last BE IT RESOLVED clause so as to send copies of this Resolution also to the Governor of the State of Hawaii and the Mayors and Councils of the Counties.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 84, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 84, H.D. 1.

Respectfully submitted on behalf of the members of the Committee on Judiciary,

GILBERT KEITH-AGAKAN, Chair

State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HCR 84	Committee Referral:	Date	4/3/1	2
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: ☐ Pass, unamended (as is) ☑ Pass, with amendments (HD) ☐ Hold ☐ Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KEITH-AGARAN, Gilbert S.C. (C			·	
2. RHOADS, Karl (VC)				
3. BROWER, Tom				
4. CABANILLA, Rida T.R.				
5. CARROLL, Mele				
6. COFFMAN, Denny	<u> </u>			
7. HERKES, Robert N.				
8. ITO, Ken				1
9. LUKE, Sylvia				
10. McKELVEY, Angus L.K.				<u></u>
11. SOUKI, Joseph M.				
12. TSUJI, Clift				
13. FONTAINE, George R.				
14. MARUMOTO, Barbara C.				
15. THIELEN, Cynthia				
			- - ·	
		-		
		-		
		<u></u>		
	-		·	
	<u> </u>			
		_		-
TOTAL (15)	9	0	0	6
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: Hal Nbox				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				