
A BILL FOR AN ACT

RELATING TO WILDLIFE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the interstate
2 wildlife violator compact is a multistate agreement that
3 promotes enforcement of hunting, fishing, trapping, and other
4 wildlife-related regulations across jurisdictions. For example,
5 the interstate wildlife violator compact could prevent wildlife
6 violators who have lost their hunting, fishing, trapping, or
7 other wildlife-related privileges in other member states from
8 obtaining a hunting license in Hawaii. Similarly, persons who
9 have had their licenses revoked in Hawaii would be prohibited
10 from engaging in those licensed activities in another state.
11 The compact also establishes a process by which nonresident
12 wildlife law violators can be treated as state residents for
13 purposes of law enforcement, thereby easing the administrative
14 burden on the enforcement agency and reducing enforcement gaps
15 that may allow the violator to fail to comply with the terms of
16 the citation. Thus, reciprocity agreements, such as the



1 interstate wildlife violator compact, are an important part of
2 any law enforcement effort.

3 The legislature further finds that the interstate wildlife
4 violator compact is modeled after the successful multistate
5 driver license compact and nonresident violator compact. Hawaii
6 is party to both compacts. Forty-eight states have passed
7 legislation necessary to join the interstate wildlife violator
8 compact. Furthermore, existing member states to the interstate
9 wildlife violator compact have reported little to no added costs
10 or administrative burdens associated with participating in the
11 compact. The information system that facilitates participation
12 is available for free to member states.

13 The purpose of this Act is to require the department of
14 land and natural resources to become a member of the interstate
15 wildlife violator compact or similar agreement.

16 SECTION 2. Chapter 183D, Hawaii Revised Statutes, is
17 amended by adding a new section to part I to be appropriately
18 designated and to read as follows:

19 "§183D- Interstate wildlife violator compact. (a) The
20 department shall enter into the interstate wildlife violator
21 compact or similar agreement, whether in the form of a



1 memorandum of understanding, written agreement, or mutual aid
2 compact, with an appropriate state, federal, or foreign entity
3 for mutual assistance in the enforcement of hunting, fishing,
4 and other wildlife laws, rules, or regulations in their
5 respective jurisdictions within one year of the effective date
6 of Act , Session Laws of Hawaii 2018.

7 (b) Employees of the department who perform an act of
8 omission or commission in administering or enforcing the terms
9 or conditions of the agreement entered into pursuant to
10 subsection (a), if the act is within the course and scope of
11 their employment in administering or enforcing the agreement,
12 shall be:

13 (1) Entitled to legal representation for defense of legal
14 actions in which they are a named party or of claims
15 in which they are implicated; and

16 (2) Entitled to indemnification for any damages arising
17 from legal actions or claims resulting therefrom;
18 provided that the department shall pay for all legal fees.

19 (c) The department may adopt rules pursuant to chapter 91
20 necessary for enforcement of the agreement entered into pursuant
21 to subsection (a)."



- 1 SECTION 3. New statutory material is underscored.
- 2 SECTION 4. This Act shall take effect on July 1, 2060.



Report Title:

Interstate Wildlife Violator Compact; DLNR

Description:

Requires the Department of Land and Natural Resources (DLNR) to enter into the Interstate Wildlife Violator Compact (Compact) or similar agreement for mutual assistance in the enforcement of wildlife laws within one year of the effective date of this Act. Entitles DLNR employees acting within the course and scope of their employment in administering or enforcing the Compact or similar agreement to legal representation for defense of legal actions and indemnification for any damages. Requires DLNR to pay all legal fees associated with defending and indemnifying DLNR employees. (SB2077 HD1)

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