
A BILL FOR AN ACT

RELATING TO THE INTERSTATE WILDLIFE VIOLATOR COMPACT.

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 the enforcement of hunting, fishing, trapping, and
4 other wildlife-related regulations across jurisdictions. For
5 example, the interstate wildlife violator compact could prevent
6 wildlife violators who have lost their hunting, fishing,
7 trapping, or other wildlife related privileges in other member
8 states from obtaining a hunting license in Hawaii. Similarly,
9 persons who have been punished with license revocation in Hawaii
10 would be unable to avoid this punishment by engaging in those
11 activities in another state. The interstate wildlife violator
12 compact also establishes a process by which nonresident wildlife
13 law violators can be treated as state residents for purposes of
14 law enforcement, thereby easing the administrative burden on the
15 enforcement agency and reducing enforcement gaps that may allow
16 the violator to fail to comply with the terms of the citation.



1 Reciprocity agreements such as the interstate wildlife violator
2 compact are an important part of any law enforcement effort.

3 Furthermore, existing member states to the interstate
4 wildlife violator compact have reported little to no added costs
5 or administrative burdens associated with participating in the
6 compact. The information system that facilitates participation
7 is available for free to member states.

8 The legislature further finds that the interstate wildlife
9 violator compact is modeled after the successful multistate
10 driver license compact and nonresident violator compact. Hawaii
11 is party to both compacts. Forty-eight states have passed
12 legislation necessary to join the interstate wildlife violator
13 compact.

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

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

20 "§183D- Interstate wildlife violator compact. (a) The
21 department may enter into the interstate wildlife violator



1 compact or similar agreement, whether in the form of a
2 memorandum of understanding, written agreement, or mutual aid
3 compact, with an appropriate state, federal, or foreign entity
4 for mutual assistance in the enforcement of hunting, fishing,
5 and other wildlife laws, rules, or regulations in their
6 respective jurisdictions.

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) Immune from civil liability for damages;
14 (2) Entitled to legal representation for defense of legal
15 actions in which they are a named party or of claims
16 in which they are implicated; and
17 (3) Entitled to indemnification for any damages arising
18 from legal actions or claims resulting therefrom.

19 (c) The department may adopt rules pursuant to chapter 91
20 necessary to implement this section."

21 SECTION 3. New statutory material is underscored.



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



Report Title:

Interstate Wildlife Violator Compact; Multi-jurisdictional Agreement

Description:

Authorizes the Department of Land and Natural Resources to enter into the Interstate Wildlife Violator Compact or similar agreement for mutual assistance in the enforcement of wildlife laws. (SD1)

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