
A BILL FOR AN ACT

RELATING TO FERAL PIG CONTROL PERMITS.

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

1 SECTION 1. The legislature finds that residents of Hawaii,
2 especially those living in rural areas, should be allowed to
3 protect their property from wildlife that can damage property
4 and endanger persons. Destructive or dangerous wildlife,
5 particularly feral pigs, pose a threat to crops, indigenous
6 plants and wildlife, and are often hazardous to human health and
7 safety.

8 The legislature further finds that, the process for
9 acquiring the necessary permits to eradicate feral pigs on
10 private property is often difficult and cumbersome. Creating an
11 expedited process for acquiring permits to eradicate feral pigs
12 would better allow landowners to protect their property and
13 persons.

14 The purpose of this Act is to codify an expedited process
15 for acquiring permits to eradicate feral pigs on private
16 property.



1 SECTION 2. Section 183D-61, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§183D-61 Permits to take wild birds, game birds, and game
4 mammals. (a) Notwithstanding the provisions contained in this
5 chapter, the department may adopt rules pursuant to chapter 91:

6 (1) Authorizing the taking and collecting of wild birds,
7 game birds, and game mammals for scientific and
8 educational purposes, or for the purpose of
9 distributing wild birds to different localities in the
10 State pursuant to this title;

11 (2) Authorizing the keeping of wild birds in captivity for
12 the protection, treatment for injury or disease,
13 propagation, and other similar purposes consistent
14 with the preservation, protection, and conservation of
15 wild birds;

16 (3) Authorizing the taking and destruction of those wild
17 birds, game birds, and game mammals, including feral
18 pigs, the department may have found after
19 investigation to be destructive to crops or to other
20 game birds and game mammals or otherwise harmful to



1 agriculture or aquaculture, or to constitute a
2 nuisance or a health hazard; [~~or~~]

3 (4) Authorizing without requiring permits or reports, the
4 destruction within a district of wild birds, game
5 birds, and game mammals, including feral pigs, which
6 are generally destructive to crops or otherwise
7 harmful to agriculture or aquaculture, or constitute a
8 nuisance or a health hazard within the district [-]; or

9 (5) Notwithstanding the provisions in this section, no
10 permit or report shall be required to destroy or
11 control game mammals, including feral pigs, during
12 daytime hours on privately owned land when the action
13 is otherwise in compliance with department rules
14 adopted pursuant to section 183D-3.

15 (b) The department shall issue permits for the destruction
16 or control of game mammals, including feral pigs, that have
17 caused or are likely to cause damage to privately owned land,
18 agricultural or aquacultural crops, indigenous plants or
19 wildlife, or that pose a threat to human health and safety;
20 provided that:



- 1 (1) An authorized agent of the department shall
2 investigate a complaint regarding game mammals,
3 including feral pigs, that have caused or are likely
4 to cause damage to privately owned land and, if the
5 authorized agent is satisfied that damage has occurred
6 or is likely to occur, a permit shall be granted;
- 7 (2) An authorized agent shall have no more than one
8 hundred eighty days to investigate the complaint and
9 issue the permit or notify the applicant why the
10 permit was not issued after the complaint has been
11 made;
- 12 (3) Applicants may appeal the decision of the authorized
13 agent to the department if the permit is not issued
14 within one hundred eighty days;
- 15 (4) Permits shall state the species and may specify the
16 number to be destroyed and the method of control to be
17 used; and
- 18 (5) Permits may include other terms and conditions as the
19 department deems to be necessary and appropriate.
- 20 [~~b~~] (c) Except as provided in subsection (a)(4), the
21 rules shall require the person or persons seeking authority to



1 apply for and obtain a written permit from the department. The
2 permits may prescribe terms and conditions the department deems
3 necessary to prevent abuse of the authority granted thereby, and
4 may be canceled by the department, after notice and hearing, for
5 the violation of any term or condition."

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Wildlife Control Permits; Department of Land and Natural Resources; Feral Pigs

Description:

Codifies certain administrative rules of the Department of Land and Natural Resources regarding permits to destroy or control harmful feral pigs. Requires the authorized agent of the Department of Land and Natural Resources to issue or deny permits for complaint-based destruction or control of game mammals within one hundred eighty days. Allows applicants to appeal permit decisions if a permit is not issued within one hundred eighty days. Takes effect 7/1/2050. (SD1)

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