

ACT 55

H.B. NO. 1221

A Bill for an Act Relating to Marine Conservation.

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

SECTION 1. Section 188-57, Hawaii Revised Statutes, is amended to read as follows:

"Sec. 188-57 Certain crustaceans protected; penalty. It shall be unlawful for any person to take, kill, sell, or offer for sale, or have in possession any Kona crabs or any of the native lobsters, known as ula, or ula-papapa, taken from the waters within the jurisdiction of the State during the months of June, July, and August. The possession of any Kona crabs or any native lobster known as ula or ula-papapa, by any person during the months of June, July, and August shall be prima facie evidence that the person is guilty of a violation of this section; provided that any dealer may sell, or any hotel or other public eating house may serve Kona crabs or lobsters lawfully caught during the open season by first procuring a license granting this privilege.

Licenses to sell or serve Kona crab or lobster during June, July, and August shall be issued by the department of land and natural resources upon the payment of \$5 by wholesale dealers, \$2.50 by retail markets, and \$1 for any hotel or other class of restaurant; provided that each license holder must submit a report to the department within five days after the end of each of the months on blanks furnished by the department, which report must give the name of the person or firm from whom the Kona crabs or lobsters were purchased, to whom sold, the number and weight bought or sold and the number and weight on hand the first and last day of each month.

Any person violating this section shall be fined not less than \$100 nor more than \$500, or imprisoned not less than five days nor more than fifty days, or both."

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.*

*Edited accordingly.

SECTION 3. This Act shall take effect upon its approval.
(Approved May 6, 1977.)