

ACT 226

S.B. NO. 1471

A Bill for an Act Relating to Conservation and Resources Enforcement Program.

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

SECTION 1. Section 199-4, Hawaii Revised Statutes, is amended to read:

“§199-4 Board of land and natural resources, police powers. The board of land and natural resources shall have police powers and may appoint and commission enforcement officers within the conservation and resources enforcement program. Persons appointed and commissioned under this section shall have and may exercise all of the powers and authority of a police officer, including the power of arrest, and shall enforce all state laws and rules, and county ordinances within all state lands, state shorewaters and shores, and county parks; provided that such powers shall remain in force and effect only while in actual performance of their duties which duties shall include off-duty employment when such employment is for other state departments or agencies. These enforcement officers shall consist of personnel whose primary duty will be the enforcement of title 12, entitled “Conservation and Resources,” and the rules promulgated thereunder within the areas under the

jurisdiction of the department of land and natural resources.

An enforcement officer, upon arresting any person for violation of title 12 and rules promulgated thereunder, any† immediately take the person arrested to a police station or before a district judge, or take the name, address, and the number of the fishing, hunting, or other licenses or permits, if any, of the person, and note the violation of such law or rule by the person, and issue him a summons or citation, printed in the form described in section 199-5, warning him to appear and to answer to the charge against him at a certain place and time within seven days after the arrest. Any person failing to obey a summons issued pursuant to this section shall be subject to section 199-6.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.*

SECTION 3. This Act shall take effect upon its approval.

(Approved June 22, 1981.)

†So in original.

*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.