

A Bill for an Act Relating to Wild Bird, Game Bird, and Game Mammal Permits.

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

SECTION 1. Section 191-12, Hawaii Revised Statutes, is amended to read:

“§191-12 Permits to take wild birds[.], game birds and game mammals.

The department [of land and natural resources] may adopt rules pursuant to chapter 91:

- (1) Authorizing the taking and collecting of wild birds, game birds, and game mammals for scientific and educational purposes, or for the purpose of distributing wild birds to different localities in the State pursuant to section [[187-1.3]];
- (2) Authorizing the keeping of wild birds in captivity for the protection, treatment for injury or disease, propagation, and such other similar purposes as are consistent with the preservation, protection, and conservation of wild birds;
- (3) Authorizing the taking and destruction of [such] those wild birds, game birds, and game mammals [as] the department may have found after investigation to be destructive to crops and to other game birds and game mammals or otherwise harmful to agriculture, or constitute a nuisance or a health hazard; or
- (4) Where species of wild birds, game birds, and game mammals are generally destructive to crops or otherwise harmful to agriculture within a district, authorizing their destruction within that area without requiring permits or reports.

The rules shall require the person or persons seeking authority to apply for and obtain a written permit from the department. The permits may prescribe terms and conditions the department deems necessary to prevent abuse of the authority granted thereby, and may be canceled by the department, after notice and hearing, for the violation of any term or condition.”

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 Statutory material to be repealed is bracketed.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

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

(Approved May 20, 1983.)