

ACT 12

S.B. NO. 3310

A Bill for an Act Relating to Hunting.

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

SECTION 1. Section 183D-3, Hawaii Revised Statutes, is amended to read as follows:

“**§183D-3 Rules.** Subject to chapter 91, the department shall adopt, amend, and repeal rules:

- (1) Concerning the preservation, protection, regulation, extension, and utilization of, and conditions for entry into wildlife sanctuaries, game management areas, and public hunting areas designated by the department;
- (2) Protecting, conserving, monitoring, propagating, and harvesting wildlife; [and]
- (3) Concerning size limits, bag limits, open and closed seasons, and specifications of hunting gear which may be used or possessed[.]; and
- (4) Setting fees for activities permitted under this chapter, unless otherwise provided for by law.

The rules may vary from county to county or in any part of the county and may specify certain days of the week or certain hours of the day in designating open seasons[.], except that any fees established by rule shall be the same for each county. All rules shall have the force and effect of law.”

SECTION 2. Section 183D-22, Hawaii Revised Statutes, is amended to read as follows:

“**§183D-22 Application and issuance of licenses; fees.** Hunting licenses shall be issued by agents of the department upon written application in the form prescribed by the department and the payment of a hunting license fee or any other hunting related fee the board may require as provided in this [section.] chapter. The application shall require a statement under oath of the applicant’s name, address, domicile or residence, length of residence in the State, age, race, height, weight, and color of hair and eyes. The hunting license fee shall be:

- (1) \$7.50 for any person who has resided in the State for one year or longer, or who is a member of the armed forces of the United States on active duty and the spouse and children thereof;
- (2) \$15 for all other persons; and

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(3) Free to all persons sixty-five years of age or older.”

SECTION 3. Section 183D-29, Hawaii Revised Statutes, is amended to read as follows:

“§183D-29 Agents to collect application fees and sell licenses. (a) The department may designate agents to collect hunting application fees and sell hunting licenses in accordance with this section. Agents shall report all collections of application fees and sales of licenses to the department monthly and not later than the fifteenth day of the month following the month covered by the report. Wilful failure to make a report shall be cause for cancellation of the agency and upon the cancellation a full accounting and settlement for all applications and licenses shall be made forthwith. All fees collected including application fees shall be remitted to the department at the same time as the report of license sales is made. If the agents prepay for the licenses, then the fees collected shall be retained by the agents, rather than remitted to the department.

(b) Agents shall receive ten per cent of the value of application fees collected and licenses sold. All reports on application fee collections and license sales shall be made on forms supplied by the department. The duly authorized agents of the department may administer oaths as required in license applications. Chapter 40 shall not apply to the agents.”

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved April 19, 1988.)