

JAN 23 2009

S.B. NO. 60

A BILL FOR AN ACT

RELATING TO WILDLIFE.

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

1 SECTION 1. Chapter 183D, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§183D- Prohibited acts. Notwithstanding any law to
5 the contrary, it shall be unlawful to:

- 6 (1) Possess or use a snare to hunt or take wildlife;
7 (2) Use bait to hunt or take wildlife; or
8 (3) Take wildlife for the purpose of keeping the wildlife
9 as a pet."

10 SECTION 2. Section 183D-1, Hawaii Revised Statutes, is
11 amended by adding two new definitions to be appropriately
12 inserted and to read as follows:

13 ""Bait" means the laying of food in a hunting area, whether
14 or not used in conjunction with any device, to attract game,
15 game birds, game mammals, predators, wild birds, wildlife, or
16 wild mammals.



1 "Snare" means a contrivance consisting of a noose for
2 entangling game, game birds, game mammals, predators, wild
3 birds, wildlife, or wild mammals."

4 SECTION 3. Section 183D-5, Hawaii Revised Statutes, is
5 amended by amending subsection (b) to read as follows:

6 "(b) Any person violating section 183D-___, 183D-25.5,
7 183D-26, 183D-27, 183D-32, 183D-62, or 183D-64 shall be guilty
8 of a misdemeanor, and upon conviction thereof, shall be punished
9 as follows:

10 (1) For a first conviction by a mandatory fine of not less
11 than \$200, or by imprisonment of not more than one
12 year, or both;

13 (2) For a second conviction within five years of a
14 previous conviction, by a mandatory fine of not less
15 than \$1,000, or by imprisonment of not more than one
16 year, or both, and all firearms or snares used in the
17 commission of such violations shall be considered
18 contraband to be forfeited to and disposed of by the
19 State; and

20 (3) For a third or subsequent conviction within five years
21 of the first two or more convictions, by a mandatory
22 fine of not less than \$2,000, or by imprisonment of



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1 not more than one year, or both, and all firearms or
2 snares used in the commission of such violations shall
3 be considered contraband to be forfeited to and
4 disposed of by the State."

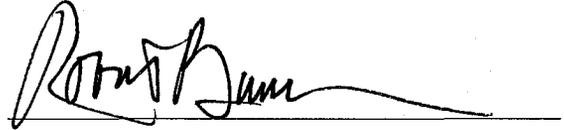
5 SECTION 4. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun, before its effective date.

8 SECTION 5. New statutory material is underscored.

9 SECTION 6. This Act shall take effect on January 1, 2010.

10

INTRODUCED BY:



A handwritten signature in black ink, appearing to read "Robert Ham", is written over a horizontal line.



Report Title:

Hunting Wildlife; Prohibited Acts

Description:

Prohibits and establishes as a misdemeanor: (1) The possessing or using of a snare to hunt or take wildlife; (2) The using of bait to hunt or take wildlife; and (3) The taking of wildlife for the purpose of keeping as a pet.

