

JAN 25 2017

A BILL FOR AN ACT

RELATING TO HUNTING ON PRIVATE LANDS.

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

1 SECTION 1. The legislature finds that existing provisions
2 in the law are inadequate to deter persons with firearms or
3 other weapons from trespassing on lands and potentially causing
4 bodily injury to others, or damage to property, livestock, and
5 crops. These occurrences have been especially egregious on
6 farms and ranches.

7 The purpose of this Act is to require persons who wish to
8 access private land for hunting to obtain prior written
9 permission from the landowner. The legislature declares that
10 this Act shall not restrict constitutionally protected Native
11 Hawaiian gathering rights, but is intended to ensure the safety
12 of all persons and property involved.

13 SECTION 2. Section 183D-26, Hawaii Revised Statutes, is
14 amended by amending subsection (a) to read as follows:

15 "(a) No person shall enter upon any land or premises
16 belonging to, held, or occupied by another, for the purpose of
17 hunting or to take any kind of wildlife including game without



S.B. NO. 870

1 first having obtained written permission from the owner or a
2 duly appointed agent, if the owner is the occupier or holder, or
3 if the owner has let another occupy or hold the same, without
4 having first obtained the written permission of the occupier or
5 holder thereof, or the duly appointed agent of the occupier or
6 holder."

7 SECTION 3. Nothing in this Act shall be construed to
8 infringe on the traditional and customary rights set forth in
9 article XII, section 7, of the Hawaii State Constitution.

10 SECTION 4. This Act does not affect rights and duties that
11 matured, penalties that were incurred, and proceedings that were
12 begun before its effective date.

13 SECTION 5. New statutory material is underscored.

14 SECTION 6. This Act shall take effect on July 1, 2017.

15

INTRODUCED BY: *Ann M.*

By Request



S.B. NO. 810

Report Title:

Hunting on Private Lands; Written Permission

Description:

Requires hunters to obtain prior written permission from landowners, occupiers, or holders of private lands to hunt on private lands. Does not affect Native Hawaiian gathering rights.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

