

TITLE 13

DEPARTMENT OF LAND AND NATURAL RESOURCES

SUBTITLE S FORESTRY AND WILDLIFE

PART 2 WILDLIFE

CHAPTER 121

RULES REGULATING THE HUNTING OF WILDLIFE

ON PUBLIC LANDS AND OTHER LANDS

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Historical Note: Chapter 121 of Title 13, Administrative Rules, is based substantially upon Regulation 14 of the Division of Fish and Game, Department of Land and Natural Resources. [Eff. 9/24/51; am 8/10/53; am 10/22/54; am 10/10/55; am 10/13/56; am 10/19/57; am 3/28/58 and ren Regulation 1; am 9/7/60 (Gov. approved); am 9/23/61; am 7/1/65; am 3/25/78; R SEP 28 1981]

§13-121-1 Purpose and applicability. (a) The purpose of these rules is to prohibit the hunting of wildlife on all public lands or other lands except as authorized by the board of land and natural resources or its authorized representative.

(b) These rules shall apply to all persons entering public lands as defined by section 171-2, Hawaii Revised Statutes, and any other lands as defined in section 13-121-2. [Eff. SEP 28 1981] (Auth: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6) (Imp: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6)

§13-121-2 Definitions. As used in these rules unless context requires otherwise:

"Board" means the board of land and natural resources.

"Public lands" means those lands defined by section 171-2, Hawaii Revised Statutes.

"Other lands" means any private, county, or

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federal lands, or lands under the control or jurisdiction of other state departments which have been accepted by and are now under the control and jurisdiction of the board by cooperative agreement, surrender agreement, license, permit, memorandum of understanding, or otherwise, with the owner or controlling agency.

"Wildlife" means any non-domesticated species of mammal or bird, whether reared in captivity or not, living in a wild state and includes any part, product, egg, or offspring thereof, or the dead body or parts thereof. [Eff. SEP 28 1981] (Auth: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6) (Imp: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6)

§13-121-3 Hunting prohibited. (a) It is prohibited to hunt, take, kill, capture, or possess any wildlife at any time on public lands and other lands under the control of the board except as authorized by law, license, permit, or administrative rule of the board.

(b) It is prohibited to enter or remain on public lands and other lands under the control of the board while carrying any firearm, including air or gas operated forms, bow and arrow, or any other weapon, trap, snare, poison, or any device designed to capture, take, or kill wildlife, except as authorized by law, license, permit, or administrative rule of the board. [Eff. SEP 28 1981] (Auth: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6) (Imp: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6)

§13-121-4 Seizure of gear. Any hunting gear or appliance used or possessed in violation of this rule may be seized and forfeited pursuant to section 199-7, Hawaii Revised Statutes. [Eff. SEP 28 1981 (Auth: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6) (Imp: HRS §§183-2, 187-16, 191-9, 191-21, 191-22, 195D-3, 195D-6, 199-7)

§13-121-5 Penalty. Any person violating any of the provisions of these rules shall be penalized accordingly as provided in sections 187-20, 191-3, 191-6, 191-10, 191-13, 191-16, 191-21, 191-23, or 195D-9, Hawaii Revised Statutes. [Eff. SEP 28 1981 (Auth: HRS §§183-2, 191-9, 191-21, 191-22, 195D-3, 195D-6) (Imp: HRS §§187-20, 191-3, 191-6, 191-10, 191-13, 191-16, 191-21, 191-23, 195D-9)