

Hunting Rules for the Game Management Program

Department of Natural Resources



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Rules for Hunting on Pūlama Lāna`i Lands

Part I – General Hunting Rules

The following general rules, conditions and restrictions shall apply to hunting on the Company's privately-owned and managed lands that are designated for hunting.

1. Definitions

- a. "Authorized Representative" means a Company employee authorized to conduct checks of Hunters, including, without limitation, a game ranger from the Company's Department of Natural Resources.
- b. "Commercial Guided Hunting" is defined as hunting activity with a guide for an additional fee above permit fees.
- c. "Company" means Lāna`i Resorts, LLC, dba Pūlama Lāna`i, and its subsidiaries, affiliates, successors and assigns.
- d. "DNR" refers to the Company's Department of Natural Resources
- e. "Game" means birds and mammals designated by State law or by rule for hunting.
- f. "Game birds" means birds designated by State law or by rule for hunting.
- g. "Game mammals" means mammals designated by State law or by rule for hunting.
- h. "Hunter" means a person who pursues with the means to take, kill or capture game.
- i. "Hunter Assistant" means a person who accompanies a Hunter and assists by carrying game or an unloaded weapon.
- j. "Hunting" means the act of pursuing with the means to take, kill or capture game.
- k. "Hunting Party" means hunters and hunting assistants with valid hunting permits and actively engaged in the act of hunting.
- l. "Possess" means to place under direct physical control, restraint, or confinement.
- m. "Release" means to free an animal from effective confinement or restraint.
- n. "Safety zone" means an area within or adjacent to a hunting area, where possession of a loaded weapon or the discharge of firearms or other weapons is prohibited to prevent a hazard to people or property.
- o. "Spectator" means a person accompanying a hunting party who does not possess a hunting permit and is not engaged in the act of hunting. Spectators are prohibited from accompanying a hunting party on Company hunting areas.
- p. "Take" means to injure, hunt, shoot, wound, kill, trap, net, capture, or possess.

- q. “Wildlife” means any non-domesticated member of the animal kingdom, including game, whether reared in captivity or not, and includes any part, product, egg, or offspring thereof.

2. **Authority**

- a. The Company, as the private landowner, has the authority to manage and regulate all Company lands which may be set apart as hunting areas.

3. **Authorized Activities (Administrative)¹**

- a. **Licensing and Permitting.** No person shall hunt, pursue, kill, or take any game bird or mammal on privately owned and managed land, without first procuring (1) a valid State of Hawaii hunting license (“State Hunting License”) and (2) the permission of the private landowner through a hunting permit issued by the Company (“Company Hunting Permit”).
- b. **Hunting hours.** Hunting is permitted from one-half hour before sunrise to one-half hour after sunset. No person shall hunt from one-half hour after sunset to one-half hour before sunrise.
- c. **Commercial Guiding.** Commercial guiding may be conducted solely by those parties authorized by the Company. No other commercial guiding services are allowed by non-authorized parties.
- d. **Game mammals.** Game mammals may be hunted with a valid State Hunting License and a Company Hunting Permit throughout the year.
- e. **Game birds.** The Company reserves the right to allow game bird hunting. If allowed, game birds may be hunted with a valid State Hunting License and a Company Hunting Permit within conditions set forth in the State regulations and/or these rules.

4. **Licenses and Permits (Administrative)**

- a. Before any person may be issued a Company Hunting Permit, the person shall (1) agree to comply with all the terms and conditions of the Company Hunting Permit, State Hunting License, these rules, applicable laws and regulations, and (2) consent to said permit being subject to inspection by an authorized representative of the Company.
- b. Company Hunting Permits must be picked up in person from the Company during posted Permit Office hours of operation.
- c. Hunters and Hunter Assistants shall carry their State Hunting License and the Company Hunting Permit on their person at all times while in the hunting areas.
- d. Company Hunting Permits and tags are not transferable and are valid only on the dates indicated, the locations specified, and for the person to whom assigned.

¹ *The Company, in its sole discretion, reserves the right to designate an offense or rule violation as (1) an administrative (or non-safety related), or (2) a safety violation, based on the nature of the incident. Such designations will be used by the Company when determining penalties for violations of these rules, as set forth in Part IV.*

- e. Each Hunter and Hunter Assistant shall check in at an established checking station before hunting and check out after hunting at the same established checking station. Each Hunter shall provide all information requested on the forms or by an authorized representative.

5. **General Restrictions (*Safety*)**

- a. No person shall hunt, accompany, or assist a Hunter in any hunting area where firearms are permitted without wearing an exterior garment (shirt, vest, jacket, or coat) made of commercially manufactured, solid blaze-orange material or solid blaze-orange mesh material with a maximum mesh size of one-eighth inch. All other types of camouflage orange are prohibited for these garments. When carrying game or wearing a back pack, the blaze orange on the upper torso must be visible from both front and back at all times.
- b. Unless prohibited, one Hunter Assistant may accompany each Hunter in the field. Hunter Assistants must wear a blaze-orange outer garment and are prohibited from carrying any loaded weapon and ammunition. Hunter Assistants must have in their possession a valid State Hunting License and a special Hunter Assistant certificate and Company Hunting Permit. Hunter Assistants may not have fireable cartridges or muzzleloading firearm shooting components in their possession. Hunter Assistants must remain in close proximity to the Hunter they are accompanying.
- c. Spectators are prohibited from accompanying a Hunting Party on Company hunting areas. Only Hunters and Hunter Assistants with valid Hunting Permits, and who are actively engaged in the act of Hunting, are allowed to be in a Hunting Party.
- d. No Hunter may discharge any weapon into a hunting area from outside the hunting area.
- e. No person shall be in possession of a vessel or container of any intoxicating substance, or use any such substance while they are within a hunting area.
- f. No person shall hunt or harass game with the use of artificial light.
- g. No person shall attempt to take game by the use of snares or traps.

6. **Motorized Vehicles and Aircraft (*Safety/Administrative*)**

- a. When required, only four-wheel drive vehicles will be permitted.
- b. No person shall use any manned or unmanned aircraft to track, herd, harass or drive game animals, or land any aircraft or discharge any weapon from any aircraft into a hunting area. Only Company authorized aircraft is allowed in the hunting area to perform Company authorized activities.
- c. No person shall operate any motorized vehicle (including, but not limited to, motorcycles and all-terrain vehicles) in any hunting area, except on roads which have been constructed, maintained and opened for vehicular use. However, vehicles may be parked within twenty feet of maintained roads, in areas free and clear of vegetation.

- d. No person shall possess, carry, or discharge any loaded weapon, firearm, or archery equipment (1) while on horseback, or (2) while in any vehicle, boat, or any other carrier.
7. **Safety Zones and Closed Areas (*Safety*)**
- a. No person shall possess or discharge a loaded weapon, firearm, or archery equipment within or across a designated safety zone or closed area.
8. **Preservation of Property – Prohibited Actions (*Safety/Administrative*)**
- a. No person shall damage or disturb any Company property or improvement, including, but not limited to, Hunter checking station sign-in sheets, water facilities, fences, gates, signs, buildings, food crop plantings, structures, and gates. Gates must be left as found (i.e., open gates should be left open, closed gates left closed, locked gates left in the condition they are encountered, and unhasped locks should not be removed from gates). (*Administrative*)
 - b. No person shall dump or dispose of any trash and any other waste material, except in designated trash receptacles. (*Administrative*)
 - c. Animal waste from deboning/field dressing shall be covered with soil or vegetative matter and not left near roadways. (*Administrative*)
 - d. No person shall remove, damage, or disturb any objects of antiquity, prehistoric ruins, fossil remains, burial sites, or monuments. (*Administrative*)
 - e. No person shall (1) discard lighted cigarettes, cigars, smoking tobacco, or matches, or (2) ignite any explosive or incendiary devices within or into any hunting area. (*Safety*)
 - f. No person shall build any ground fires, except where permitted in designated camping areas. (*Safety*)
 - g. No person shall camp overnight, except in designated areas or as provided in permits from the Company. (*Administrative*)
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Part II – Game Mammal Hunting

The following general rules, conditions and restrictions shall apply to game mammal hunting.

1. **Bag Limits and Special Conditions (*Administrative*)**
- a. Bag limits and special conditions shall be stated on the Company Hunting Permit or an attached specially prepared instruction sheet for specific hunts.
2. **Weapons (*Safety/Administrative*)**
- a. No person shall possess or discharge any firearm within any hunting area without having in his or her possession a valid State Hunting License and Company Hunting Permit. (*Administrative*)

- b. While hunting, each Hunter shall be limited to carrying on his or her person only one legal firearm that is consistent with the hunt. However, a Hunter may carry another Hunter's unloaded firearm, in addition to his or her own unloaded firearm, while in close proximity to the other Hunter. *(Administrative)*
- c. Hunters are required to make their weapon, cartridges or muzzleloader firing components, game, State Hunting License, and Company Hunting Permit available for inspection, upon the request of an authorized representative of the Company. *(Administrative)*
- d. No person shall possess any firearm or weapon in any hunting area during any non-hunting days. *(Administrative)*
- e. No person shall possess any illegal weapon in a hunting area at any time. *(Administrative)*
- f. No person shall possess a loaded weapon once he or she has filled their bag limit. *(Administrative)*
- g. When hunting, no person shall use the following weapons:
 - (1) Cartridge firing rifles with a muzzle discharge energy rating of less than twelve-hundred foot pounds. *(Administrative)*
 - (2) Cartridge firing rifle with a caliber greater than 48. *(Administrative)*
 - (3) Shotguns loaded with shot smaller than 00 buckshot. *(Administrative)*
 - (4) Muzzleloading rifles, with less than a 44 caliber bore diameter regardless of mode of ignition. Also, breech loaders are prohibited during "muzzleloader only" specified hunts. *(Administrative)*
- h. With respect to handguns, the following conditions shall apply:
 - (1) No person under the age of eighteen (18) years shall hunt game mammals with a handgun. *(Administrative)*
 - (2) Center fire handguns shall have a minimum barrel length of four and one-half (4½) inches for single shot pistols and revolvers and five (5) inches for semi-automatic pistols. *(Administrative)*
 - (3) Straight-wall cartridge ammunition shall be 357 caliber or larger with a minimum case length of one and one-fourth (1¼) inches. (Exceptions: The 10 mm auto mag and 45 win mag cartridges are allowed despite their shorter case length). *(Administrative)*
 - (4) Necked rifle-type cartridge ammunition shall be 223 caliber or larger. *(Administrative)*
 - (5) All handgun bullets of less than 43 caliber shall be of the expanding type. Bullets of 43 caliber, which do not expand, shall be of the flat-nosed (semi-wadcutter) or round-nosed exposed lead type. *(Administrative)*

- (6) Single or double barreled muzzleloading handguns shall be 44 caliber or larger, have a barrel length of at least nine inches and use at least 60 grains of black powder or equivalent, and use a projectile of at least two hundred (200) grains weight (slug or round ball of 51 caliber or more).
(Administrative)
 - (7) The use of "muzzleloading" (black powder type) revolver or smooth bore pistol is prohibited.
 - (8) Handguns shall not be carried concealed. However, open topped and flapped protective type holsters which cover the handgun handle are allowed. All handguns and holsters must be worn in plain view, external to all clothing or rain gear. *(Administrative)*
 - (9) Handguns shall be used only in designated rifle areas, subject to the same terms and conditions of the Company Hunting Permit, including any applicable fees. *(Administrative)*
- i. When hunting with archery equipment (bows and arrows, and/or crossbows), the following conditions shall apply:
- (1) The use of long bows with less than forty (40) pounds of drawing tension at a twenty-eight (28) inch draw are prohibited. *(Administrative)*
 - (2) The use of recurved bows with less than thirty-five (35) pounds of drawing tension are prohibited. *(Administrative)*
 - (3) The use of compound bows with less than thirty (30) pounds of drawing tension are prohibited. *(Administrative)*
 - (4) No person shall possess any arrows equipped with explosive heads or heads containing drugs or poison. Only arrows having a minimum blade cutting diameter width of three-quarters of an inch are permitted. *(Administrative)*
 - (5) A bow shall be considered loaded if an arrow is nocked on the bow string.
(Administrative)
- j. A firearm that utilizes cartridges shall be considered unloaded if no ammunition is in the chamber or an attached magazine. A muzzleloading firearm is considered unloaded if the ignition component (primer, percussion cap or priming powder) is removed from the ignition system, and for flintlocks, the powder is removed from the pan, the frizzen is up and the cock (hammer) is down. "Cartridge firing" and "muzzleloading" firearms must be unloaded just as described above to enter any safety zone or to transport the firearm in a vehicle within the hunting area. However, when crossing or entering a public highway or exiting a public hunting area, all fireable cartridges muzzleloader firing components must be removed from the firearm including powder and projectile(s).
(Safety)
- k. No person shall possess or use tracer bullets, bullets with full metal jackets, blow guns, guns powered by compressed gas, slingshots, crossbows, poison, or explosives. Legal game mammal hunting weapons include rifles, shotguns, handguns, and bows and

arrows. Only weapons that are authorized for the particular hunt are to be in the Hunter's possession, while in the hunting area. (*Administrative*)

3. **Disposition of Game (*Administrative*)**

- a. No person shall remove any live game mammals from any hunting area at any time.
- b. If required by the Company, all game mammals that are taken shall be preserved in a condition that will enable the identification of their sex and species. Unless prohibited, game mammals that are taken are permitted to be skinned, quartered, and boned. If required by the Company, the unskinned tail of any game mammal shall be left attached to the carcass. If required by the Company, the head and scrotum of any game animal taken shall be left attached to the carcass as evidence of sex and species while in the hunting area.
- c. Animal waste from deboning/field dressing shall be covered with soil or vegetative matter and not left near roadways.
- d. No person shall sell or offer for sale any game mammal or parts of the carcass of any game mammal taken from any hunting area.

Part III – Game Bird Hunting

The following general rules, conditions and restrictions shall apply to game bird hunting.

1. **Bag Limits and Special Conditions (*Safety/Administrative*)**

- a. Bag limits and special conditions shall be stated on the Company Hunting Permit or an attached specially prepared instruction sheets for specific hunts.
- b. No person shall use a dog, electronic call, or live decoys during the Spring Turkey Hunt.

2. **Weapons (*Safety/Administrative*)**

- a. No person shall possess or discharge any firearm or archery equipment within any hunting area without having in his or her possession a valid State Hunting License and Company Hunting Permit.
- b. While hunting, each Hunter shall be limited to carrying on his or her person only one legal firearm that is consistent with the hunt. However, a Hunter may carry another Hunter's unloaded firearm, in addition to his or her own unloaded firearm, while in close proximity to the other Hunter.
- c. Hunters are required to make their weapon, cartridges or muzzleloader firing components, game, State Hunting License, and Company Hunting Permit available for inspection, upon the request of an authorized representative of the Company.
- d. No person should possess any firearm or weapon in any hunting area during any non-hunting days.

- e. No person shall possess any illegal weapon in a hunting area at any time. The permitted weapons for game bird hunting include shotguns and archery equipment (bows and arrows).
- f. No person shall possess any rifle, combination-rifle firearm, rifled slugs buckshot or altered shotgun shells where game mammal hunting is closed.
- g. Only the weapons that are authorized for the particular hunt are to be in the Hunter's possession while in the hunting area.
- h. When hunting with archery equipment (bows and arrows, and/or crossbows), the following conditions shall apply:
 - (1) The use of long bows with less than forty (40) pounds of drawing tension at a twenty-eight (28) inch draw are prohibited.
 - (2) The use of recurved bows with less than thirty-five (35) pounds of drawing tension are prohibited.
 - (3) The use of compound bows with less than thirty (30) pounds of drawing tension are prohibited.
 - (4) No person shall possess any arrows equipped with explosive heads or heads containing drugs or poison. Only arrows having a minimum blade cutting diameter width of three-quarters of an inch are permitted.
 - (5) A bow shall be considered loaded if an arrow is nocked on the bow string.
- i. A firearm that utilizes cartridges shall be considered unloaded if no ammunition is in the chamber or an attached magazine. A muzzleloading firearm is considered unloaded if the ignition component (primer, percussion cap or priming powder) is removed from the ignition system, and for flintlocks, the powder is removed from the pan, the frizzen is up and the cock (hammer) is down. "Cartridge firing" and "muzzleloading" firearms must be unloaded just as described above to enter any safety zone or to transport the firearm in a vehicle within the hunting area. However, when crossing or entering a public highway or exiting a public hunting area, all fireable cartridges muzzleloader firing components must be removed from the firearm including powder and projectile(s).

3. **Use of Dogs (*Safety/Administrative*)**

- a. Dogs shall be under control at all times and physically restrained except when hunting and actively in pursuit of game. Dogs shall be restrained while traveling to and from the hunting area and within the hunting area when not actively hunting.
- b. The dog's owner or handler shall at all times accompany any hunting dog, and the dog's owner shall be held strictly liable for all actions, injuries or damage caused by the owner's dog while in the hunting area.
- c. Dogs shall be under voice control at all times and physically restrained in all safety zones and closed areas.

- d. Dog identification must be on the dog at all times, including while in a hunting area and actively in pursuit of game.
4. **Disposition of Game (Administrative)**
- a. No person shall remove any live game birds from any hunting area at any time.
 - b. No person shall sell or attempt to sell any game bird or the carcass thereof, taken within any hunting area.
 - c. The fully feathered head of any game bird, taken from any hunting area, shall remain attached to the bird as evidence of sex and species while in the hunting area.
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Part IV – Penalties

Any violation of the rules will be handled as follows.

1. Penalties will be determined by the Company based on the severity of the offense or rule violation. The Company, in its sole discretion, reserves the right to designate an offense or rule violation as either an administrative or safety violation based on the nature of the incident. Safety-related offenses will carry stronger penalties. The provisions in this section are guidelines for consideration, but the ultimate determination will be done by a committee consisting of Company management.
2. Administrative Violations. Non-safety related offenses which violate Administrative rules will result in the following penalties:
 - a. A first non-safety offense (e.g. hunting in the wrong area, harvesting more than the permitted bag limit, etc.) shall result in an immediate suspension of hunting privileges for a period of two (2) years.
 - b. A second non-safety offense shall result in an immediate suspension of hunting privileges for a period of five (5) years.
 - c. A third non-safety offense shall result in an immediate suspension of hunting privileges for life.
3. Safety Violations. Safety offenses will result in the following penalties:
 - a. A first safety offense (having to do with carelessness or misuse of weapon, etc.) shall result in immediate suspension of hunting privileges for a period of five (5) years.
 - b. A second safety offense shall result in an immediate suspension of hunting privileges for life.

4. For offenses involving poaching or failure to secure a State Hunting License or Company Hunting Permit, the penalty shall be a suspension of hunting privileges for life from the Company. The Company shall also disclose such offenses to the appropriate law enforcement officials.
5. For offenses that violate federal or state law or rules, in addition to these rules, the Company shall notify the appropriate law enforcement officials.
6. For persons seeking reinstatement after the end of his or her suspension, the Company may, among other things, require a showing that the person has satisfactorily completed the Hawaii Hunter Education course.