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# A BILL FOR AN ACT

RELATING TO INVASIVE SPECIES.

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

1           SECTION 1. Chapter 150A, Hawaii Revised Statutes, is  
2 amended by adding two new sections to be appropriately  
3 designated and to read as follows:

4           "§150A-A Inspection, quarantine, and eradication service  
5 charge. (a) The department shall prescribe a schedule of  
6 service fees and charges and collect appropriate service fees or  
7 charges for invasive species inspection, quarantine, and  
8 eradication services from any person who imports any article or  
9 means of conveyance. The department shall establish a schedule  
10 of service fees and charges to ensure that the service is  
11 commensurate with the costs of inspection, quarantine, and  
12 eradication services.

13           (b) Any person who imports an article or means of  
14 conveyance shall pay the service fees or charges to the  
15 department before the article or means of conveyance is moved  
16 from a port of entry in the State.



1        (c) If a person subject to the service fees or charges  
2 under this section fails to pay the service fee or charge when  
3 due, the department shall assess a late payment penalty.

4        (d) The service fees or charges collected by the  
5 department under this section shall be deposited into the  
6 invasive species inspection, quarantine, and eradication fund.

7        **§150A-B Invasive species inspection, quarantine, and**  
8 **eradication fund.** (a) There is established in the state

9 treasury the invasive species inspection, quarantine, and  
10 eradication fund, into which shall be deposited:

11        (1) Legislative appropriations for inspection and  
12 quarantine services;

13        (2) Service fees and charges collected under section 150A-  
14 A;

15        (3) Fees for permits and inspections;

16        (4) Fines and penalties collected for violations of this  
17 chapter; except as provided in sections 150A-6.7 and  
18 150A-48; and

19        (5) Federal funds received for inspection, quarantine, and  
20 eradication programs.

21        (b) The moneys in the invasive species inspection,  
22 quarantine, and eradication fund shall be used for the operation



1 of inspection and monitoring programs and facilities at ports of  
2 entry and the execution of emergency remedial measures when  
3 invasive species are detected at ports of entry."

4 SECTION 2. Section 150A-2, Hawaii Revised Statutes, is  
5 amended by adding three new definitions to be appropriately  
6 inserted and to read as follows:

7 "Article" means any material or tangible object that could  
8 harbor an invasive species, including plants, plant products,  
9 soil, boxes and containers, vehicles, baggage, or packing  
10 material used in connection with the movement of plants, plant  
11 products, or animals.

12 "Invasive species" means the same as that term is defined  
13 under section 520A-2.

14 "Means of conveyance" means any personal property used for  
15 or intended for use for the movement of any other personal  
16 property that could harbor an invasive species."

17 SECTION 3. In codifying the new sections added by section  
18 1 of this Act, the revisor of statutes shall substitute  
19 appropriate section numbers for the letters used in designating  
20 the new sections in this Act.

21 SECTION 4. New statutory material is underscored.



# H.B. NO. 772

1 SECTION 5. This Act shall take effect on July 1, 2008.

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INTRODUCED BY: Kirk Caldwell

**JAN 19 2007**



**Report Title:**

Invasive Species; Inspection; Quarantine; Eradication

**Description:**

Establishes a fee for the inspection of invasive species at state ports of entry. Establishes the invasive species inspection, quarantine, and eradication fund.

