
A BILL FOR AN ACT

RELATING TO INVASIVE SPECIES.

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

1 SECTION 1. Chapter 194, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§194- Strict liability for the introduction of invasive
5 species. (a) If the council determines that:
6 (1) A person or entity knowingly or inadvertently
7 introduced an invasive species into the State after
8 the effective date of Act , Session Laws of Hawaii
9 2017; and
10 (2) The introduced invasive species did not have a
11 physical presence in the State prior to the effective
12 date of Act , Session Laws of Hawaii 2017,
13 then the person or entity may be strictly liable for all or part
14 of the expenses necessary to eradicate the introduced invasive
15 species from the State.



1 (b) The council shall follow the notice and public hearing
2 requirements under chapter 91 before it makes a determination
3 pursuant to this section.

4 (c) A person or entity that is determined by the council
5 to be financially liable for the eradication of an introduced
6 invasive species shall retain all rights under chapter 91 to
7 contest or appeal the determination of the council."

8 SECTION 2. New statutory material is underscored.

9 SECTION 3. This Act shall take effect on July 31, 2150.



Report Title:

Hawaii Invasive Species Council; Invasive Species; Introduction; Liability

Description:

Provides that a person or entity that is determined by the Hawaii Invasive Species Council to have introduced an invasive species into the State may be strictly liable for all or part of the expenses to eradicate the invasive species from the State.
(HB1301 HD2)

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