

JAN 19 2018

A BILL FOR AN ACT

RELATING TO INVASIVE SPECIES.

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

1 SECTION 1. Section 194-5, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Whenever any invasive species identified by the
4 council for control or eradication is [~~found~~]:

5 (1) Found on private property[7]; or

6 (2) Reasonably suspected to be on private property, based
7 on the results of systematic surveys or reports or
8 proximity to known populations,

9 regardless of whether the presence of the invasive species is
10 due to natural dispersal from neighboring or nearby properties
11 or to intentional establishment by the owner, tenant, or
12 occupant of the property, a department or applicable county, or
13 its employees or authorized agents may enter the premises to
14 control or eradicate the invasive species after reasonable
15 notice is given to the owner of the property and, if entry is
16 refused, pursuant to the court order in subsection (d)."



S.B. NO. 2559

1 SECTION 2. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

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S.B. NO. 2559

Report Title:

Invasive Species; Private Property; Entry

Description:

Clarifies that state, county, and authorized agents' authority to enter private property to control and eradicate invasive species also applies when there is a reasonable suspicion that invasive species are present on that property.

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

