



GOV. MSG. NO. 1352

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

7/7/2022

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty-First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty-First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on 7/7/2022, the following bill was signed into law:

SB1107 SD2 HD1 CD1

RELATING TO THE HAWAII EMERGENCY
MANAGEMENT AGENCY.
ACT 249

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO THE HAWAII EMERGENCY MANAGEMENT AGENCY.

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

1 SECTION 1. Chapter 127A, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§127A- Hazard mitigation special fund. (a) There is
5 established in the state treasury the hazard mitigation special
6 fund, into which shall be deposited:

7 (1) All revenues from any recovery or reimbursement
8 pursuant to section 127A-18;

9 (2) Appropriations made by the legislature for deposit
10 into the fund;

11 (3) All contributions from public or private partners; and

12 (4) All interest earned on or accrued to moneys deposited
13 in the special fund.

14 (b) Moneys in the hazard mitigation special fund shall be
15 used for personnel costs and operating and administrative costs
16 deemed necessary by the agency to administer section 127A-18."

17 SECTION 2. Section 127A-18, Hawaii Revised Statutes, is
18 amended by amending subsection (a) to read as follows:



1 "(a) Even in the absence of an emergency or disaster, the
2 governor may authorize designated state employees, agents,
3 contractors, or representatives to enter private property at
4 reasonable times to mitigate situations deemed by the governor
5 to be hazardous to the health and safety of the public; provided
6 that this section shall be applicable only to the following
7 actions:

8 (1) Cutting, trimming, or removing dangerous trees or
9 branches that pose a hazard to other properties;

10 (2) Stabilizing or removing unstable rock and soil
11 hazards; [~~or~~]

12 (3) Cleaning streams and waterways to mitigate or prevent
13 flooding; or [~~either~~]

14 (4) Additional natural hazards;

15 provided further that at least ten days' written notice shall be
16 provided to the landowner and to the occupier of the private
17 property of the governor's intention to authorize designated
18 state employees, agents, contractors, or representatives to
19 enter the property to mitigate the hazardous situation; provided
20 further that the landowner or occupier shall be given a
21 reasonable opportunity to mitigate the hazardous situation



1 without assistance of the State before designated state
2 employees, agents, contractors, or representatives may enter the
3 property."

4 SECTION 3. There is appropriated out of the general
5 revenues of the State of Hawaii the sum of \$500,000 or so much
6 thereof as may be necessary for fiscal year 2022-2023 to be
7 deposited into the hazard mitigation special fund.

8 SECTION 4. There is appropriated out of the hazard
9 mitigation special fund the sum of \$500,000 or so much thereof
10 as may be necessary for fiscal year 2022-2023 for personnel
11 costs and operating and administrative costs to administer
12 section 127A-18, Hawaii Revised Statutes.

13 The sum appropriated shall be expended by the Hawaii
14 emergency management agency for the purposes of this Act.

15 SECTION 5. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 6. This Act shall take effect on July 1, 2022.



S.B. NO. 1107
S.D. 2
H.D. 1
C.D. 1

APPROVED this 7th day of July, 2022


A handwritten signature in black ink, appearing to read "David Y. Ige". The signature is fluid and cursive, with a large, sweeping "Y" and a long, horizontal stroke at the end.


GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAI‘I

Date: May 3, 2022
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate
of the Thirty-First Legislature of the State of Hawai‘i, Regular Session of 2022.


President of the Senate


Clerk of the Senate

SB No. 1107, SD 2, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 3, 2022
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives