
A BILL FOR AN ACT

RELATING TO THE HAWAII INVASIVE SPECIES COUNCIL.

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

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

3 "(a) There is established the invasive species council for
4 the special purpose of providing policy level direction,
5 coordination, and planning among state departments, federal
6 agencies, and international and local initiatives for the
7 control and eradication of harmful invasive species infestations
8 throughout the State and for preventing the introduction of
9 other invasive species that may be potentially harmful. The
10 council shall:

11 (1) Maintain a broad overview of the invasive species
12 problem in the State;

13 (2) Advise, consult, and coordinate invasive
14 species-related efforts with and between the
15 departments of agriculture, land and natural
16 resources, health, and transportation, as well as



- 1 state, federal, international, and privately organized
2 programs and policies;
- 3 (3) Identify and prioritize each lead agency's
4 organizational and resource shortfalls with respect to
5 invasive species;
- 6 (4) After consulting with appropriate state agencies,
7 create and implement a plan that includes the
8 prevention, early detection, rapid response, control,
9 enforcement, and education of the public with respect
10 to invasive species, as well as fashion a mission
11 statement articulating the State's position against
12 invasive species; provided that the appropriate state
13 agencies shall collaborate with the counties and
14 communities to develop and implement a systematic
15 approach to reduce and control coqui frog infestations
16 on public lands that are near or adjacent to
17 communities, and shall provide annual reports on the
18 progress made in achieving this objective;
- 19 (5) Coordinate and promote the State's position with
20 respect to federal issues, including:
- 21 (A) Quarantine preemption;



- 1 (B) International trade agreements that ignore the
2 problem of invasive species in Hawaii;
- 3 (C) First class mail inspection prohibition;
- 4 (D) Whether quarantine of domestic pests arriving
5 from the mainland should be provided by the
6 federal government;
- 7 (E) Coordinating efforts with federal agencies to
8 maximize resources and reduce or eliminate system
9 gaps and leaks, including deputizing the United
10 States Department of Agriculture's plant
11 protection and quarantine inspectors to enforce
12 Hawaii's laws;
- 13 (F) Promoting the amendment of federal laws as
14 necessary, including the Lacey Act Amendments of
15 1981, Title 16 United States Code
16 sections 3371-3378; Public Law 97-79, and laws
17 related to inspection of domestic airline
18 passengers, baggage, and cargo; and
- 19 (G) Coordinating efforts and issues with the federal
20 Invasive Species Council and its National
21 Invasive Species Management Plan;



- 1 (6) Identify and record all invasive species present in
2 the State;
- 3 (7) Designate the department of agriculture, health, or
4 land and natural resources as the lead agency for each
5 function of invasive species control, including
6 prevention, rapid response, eradication, enforcement,
7 and education;
- 8 (8) Identify all state, federal, and other moneys expended
9 for the purposes of the invasive species problem in
10 the State;
- 11 (9) Identify all federal and private funds available to
12 the State to fight invasive species and advise and
13 assist state departments to acquire these funds;
- 14 (10) Advise the governor and legislature on budgetary and
15 other issues regarding invasive species;
- 16 (11) Provide annual reports on budgetary and other related
17 issues to the legislature twenty days prior to each
18 regular session;
- 19 (12) Include and coordinate with the counties in the fight
20 against invasive species to increase resources and



- 1 funding and to address county-sponsored activities
2 that involve invasive species;
- 3 (13) Review state agency mandates and commercial interests
4 that sometimes call for the maintenance of potentially
5 destructive alien species as resources for sport
6 hunting, aesthetic resources, or other values;
- 7 (14) Review the structure of fines and penalties to ensure
8 maximum deterrence for invasive species-related
9 crimes;
- 10 (15) Suggest appropriate legislation to improve the State's
11 administration of invasive species programs and
12 policies;
- 13 (16) Incorporate and expand upon the department of
14 agriculture's weed risk assessment protocol to the
15 extent appropriate for the council's invasive species
16 control and eradication efforts; [and]
- 17 (17) Prioritize the protection of exceptional trees, as
18 defined in section 58-3, from invasive species; and
- 19 [~~(17)~~] (18) Perform any other function necessary to
20 effectuate the purposes of this chapter."



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.



Report Title:

HISC; Exceptional Trees; Prioritization

Description:

Requires the Hawaii Invasive Species Council to prioritize the protection of exceptional trees from invasive species. (SD1)

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