

JAN 22 2008

A BILL FOR AN ACT

RELATING TO INVASIVE SPECIES.

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

1 SECTION 1. Section 194-2, 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 species-
14 related efforts with and between the departments of
15 agriculture, land and natural resources, health, and
16 transportation, as well as state, federal,
17 international, and privately organized programs and
18 policies;



- 1 (3) Identify and prioritize each lead agency's
- 2 organizational and resource shortfalls with respect to
- 3 invasive species;
- 4 (4) After consulting with appropriate state agencies,
- 5 create and implement a plan that includes the
- 6 prevention, early detection, rapid response, control,
- 7 enforcement, and education of the public with respect
- 8 to invasive species, as well as fashion a mission
- 9 statement articulating the State's position against
- 10 invasive species; provided that the plan shall give
- 11 priority to eradicating coqui frogs that are on state
- 12 or county land and within one mile of residential
- 13 areas;
- 14 (5) Coordinate and promote the State's position with
- 15 respect to federal issues, including:
- 16 (A) Quarantine preemption;
- 17 (B) International trade agreements that ignore the
- 18 problem of invasive species in Hawaii;
- 19 (C) First class mail inspection prohibition;
- 20 (D) Whether quarantine of domestic pests arriving
- 21 from the mainland should be provided by the
- 22 federal government;



- 1 (E) Coordinating efforts with federal agencies to
- 2 maximize resources and reduce or eliminate system
- 3 gaps and leaks, including deputizing the United
- 4 States Department of Agriculture's plant
- 5 protection and quarantine inspectors to enforce
- 6 Hawaii's laws;
- 7 (F) Promoting the amendment of federal laws as
- 8 necessary, including the Lacey Act Amendments of
- 9 1981, Title 16 United States Code sections
- 10 3371-3378; Public Law 97-79, and laws related to
- 11 inspection of domestic airline passengers,
- 12 baggage, and cargo; and
- 13 (G) Coordinating efforts and issues with the federal
- 14 Invasive Species Council and its National
- 15 Invasive Species Management Plan;
- 16 (6) Identify and record all invasive species present in
- 17 the State;
- 18 (7) Designate the department of agriculture, health, or
- 19 land and natural resources as the lead agency for each
- 20 function of invasive species control, including
- 21 prevention, rapid response, eradication, enforcement,
- 22 and education;



- 1 (8) Identify all state, federal, and other moneys expended
2 for the purposes of the invasive species problem in
3 the State;
- 4 (9) Identify all federal and private funds available to
5 the State to fight invasive species and advise and
6 assist state departments to acquire these funds;
- 7 (10) Advise the governor and legislature on budgetary and
8 other issues regarding invasive species;
- 9 (11) Provide annual reports on budgetary and other related
10 issues to the legislature twenty days prior to each
11 regular session;
- 12 (12) Include and coordinate with the counties in the fight
13 against invasive species to increase resources and
14 funding and to address county-sponsored activities
15 that involve invasive species;
- 16 (13) Review state agency mandates and commercial interests
17 that sometimes call for the maintenance of potentially
18 destructive alien species as resources for sport
19 hunting, aesthetic resources, or other values;
- 20 (14) Review the structure of fines and penalties to ensure
21 maximum deterrence for invasive species-related
22 crimes;



1 (15) Suggest appropriate legislation to improve the State's
2 administration of invasive species programs and
3 policies;

4 (16) Incorporate and expand upon the department of
5 agriculture's weed risk assessment protocol to the
6 extent appropriate for the council's invasive species
7 control and eradication efforts; and

8 (17) Perform any other function necessary to effectuate the
9 purposes of this [†]chapter[†]."

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

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

13

INTRODUCED BY: Russell Kohl
JMK



Report Title:

Invasive Species; Coqui Frogs

Description:

Requires the invasive species council to give priority to eradicating coqui frogs that are on state or county land and within 1 mile of residential areas.

