
A BILL FOR AN ACT

RELATING TO PLANTS.

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

1 SECTION 1. Section 150A-6.1, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§150A-6.1 Plant import. (a) The board shall maintain a
4 list of restricted plants that require a permit for entry into
5 the State. Restricted plants, plants under assessment in
6 subsection (f), or any portion thereof, shall not be imported
7 into the State without a permit [~~issued pursuant to rules~~].

8 (b) The department shall designate, by rule, as restricted
9 plants, specific plants that may be detrimental or potentially
10 harmful to agriculture, horticulture, the environment, or animal
11 or public health, or that spread or may be likely to spread an
12 infestation or infection of an insect, pest, or disease that is
13 detrimental or potentially harmful to agriculture, horticulture,
14 the environment, or animal or public health. In addition, plant
15 species designated by rule as noxious weeds are designated as
16 restricted plants.

17 (c) The department may regulate or prohibit the sale of
18 specific plants on the list of restricted plants by rule.



1 (d) Noxious weeds shall be designated as restricted plants
2 and may be imported only for research, by permit, and shall not
3 be offered for sale or sold in the State.

4 (e) No person shall import, offer for sale, or sell within
5 the State any plant or propagative portion of *Salvinia molesta*
6 or *Salvinia minima* and *Pistia stratiotes*.

7 (f) The department shall perform a risk assessment on all
8 plant species that are imported into the State that:

9 (1) Have no previous presence in the State; and

10 (2) Are not designated as restricted plants pursuant to
11 subsection (b).

12 The risk assessment shall indicate the likelihood of harm to the
13 environment from the plant species and a recommendation for
14 designation of the plant species as a restricted plant; provided
15 that a plant species shall be allowed into the State only if the
16 risk assessment recommends that the plant species should not be
17 added to the restricted plant list under subsection (a)."

18 SECTION 2. New statutory material is underscored.

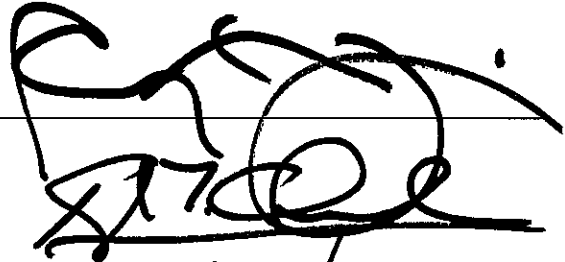


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1 SECTION 3. This Act shall take effect upon its approval.

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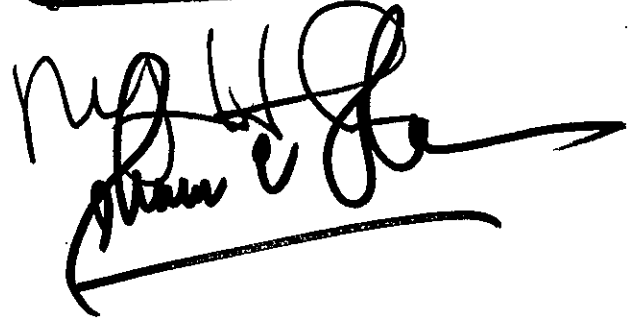


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JAN 21 2011



Report Title:

Imported Plants; Invasive Species; Restricted Plants

Description:

Requires the board of agriculture to perform a risk assessment on plants that pose a danger to, and are imported into the State.

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