
A BILL FOR AN ACT

RELATING TO LANDSCAPING OF PUBLIC FACILITIES.

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

1 SECTION 1. Section 103D-408, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) [~~Wherever and whenever feasible, all~~] All plans,
4 designs, and specifications for new or renovated landscaping of
5 any building, complex of buildings, facility, complex of
6 facilities, or housing developed by the State with public moneys
7 shall incorporate [~~indigenous~~] and give preference to native
8 Hawaiian land [~~plant species as defined in section 195D 2, and~~
9 ~~plant species brought to Hawaii by Polynesians before European~~
10 ~~contact, such as the kukui, noni, and coconut,~~] plants; provided
11 that:

12 (1) Suitable cultivated plants can be made available for
13 this purpose without jeopardizing wild plants in their
14 natural habitat; [~~and~~]

15 (2) [~~Wherever and whenever possible, indigenous~~] Native
16 Hawaiian land plants shall be used for landscaping on
17 the island or islands or geographical area on or in
18 which the species originated[~~-~~];



1 (3) This section shall not apply to the landscaping of sod
2 or turf; and

3 (4) This section shall not apply to a historic property
4 designated under chapter 6E.

5 For purposes of this section, "native Hawaiian land plant"
6 means any land plant species growing or living naturally in
7 Hawaii without having been brought to Hawaii by humans and any
8 land plant species brought to Hawaii by Polynesians before
9 European contact, such as the kukui, noni, and coconut."

10 SECTION 2. This Act does not affect rights and duties that
11 matured, penalties that were incurred, and proceedings that were
12 begun before its effective date.

13 SECTION 3. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 4. This Act shall take effect on July 1, 2013.



Report Title:

Public Property; Landscaping; Preference for Native Hawaiian
Land Plants

Description:

Requires the usage of native Hawaiian land plants for the
landscaping of public buildings. Effective July 1, 2013.
(HB378 HD2)

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not legislation or evidence of legislative intent.*

