
A BILL FOR AN ACT

RELATING TO INVASIVE SPECIES.

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

1 SECTION 1. Chapter 194, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§194- Strict liability for the introduction of
5 invasive species. (a) If the council determines that:

6 (1) A person or entity knowingly or inadvertently
7 introduced an invasive species into the State after
8 the effective date of this Act; and

9 (2) The introduced invasive species did not have a
10 physical presence in the State prior to the effective
11 date of this Act,

12 then the person or entity shall be strictly liable for all
13 expenses necessary to eradicate the introduced invasive species
14 from the State.

15 (b) The council shall follow the notice and public hearing
16 requirements under chapter 91 before it makes a determination
17 pursuant to this section.



1 (c) A person or entity that is determined by the council
 2 to be financially liable for the eradication of an introduced
 3 invasive species shall retain all rights under chapter 91 to
 4 contest or appeal the determination of the council."

5 SECTION 2. New statutory material is underscored.

6 SECTION 3. This Act shall take effect on July 1, 2017.

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H.B. NO. 1351

Report Title:

HISC; Invasive Species; Introduction; Liability

Description:

Provides that a person or entity that is determined by HISC to have introduced an invasive species into the State is financially liable (strict liability) for the eradication of the invasive species.

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