THE SENATE TWENTY-NINTH LEGISLATURE, 2017 STATE OF HAWAII

S.B. NO. 744

JAN 2 0 2017

### A BILL FOR AN ACT

RELATING TO HERBICIDE USE.

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

1	PART I
2	SECTION 1. Chapter 184, Hawaii Revised Statutes, is
3	amended by adding a new section to be appropriately designated
4	and to read as follows:
5	"§184- Use of herbicides to be discontinued in the
6	maintenance of public parks. (a) All state governmental
7	agencies responsible for the maintenance of the state park
8	system shall rely on nonchemical methods to control vegetation
9	growth.
10	(b) For the purposes of this section, unless the context
11	clearly requires otherwise:
12	"Nonchemical methods" means:
13	(1) Using mechanical means such as mowing, side cutting,
14	weed whacking, torch burning, or hot water (steam)
15	applications;
16	(2) Planting weed resistant low-growing ground cover or
17	mulching hard-to-treat areas: and



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1	(3) Utilizing community groups and "adopt a park", as well
2	as other work resources, for extra hands or special
3	projects."
4	SECTION 2. The department of land and natural resources
5	shall develop and implement a plan for the phased reduction of
6	herbicide use in the maintenance of public parks and report the
7	nature and progress of the plan to the legislature no later than
8	twenty days prior to the convening of the regular session of
9	2018. The department of land and natural resources shall
10	encourage and assist the counties to join and comply with the
11	scheduled ban of herbicide use in public parks.
	PART II
12	
12 13	SECTION 3. Chapter 264, Hawaii Revised Statutes, is
13	SECTION 3. Chapter 264, Hawaii Revised Statutes, is
13 14	SECTION 3. Chapter 264, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated
13 14 15	SECTION 3. Chapter 264, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:
13 14 15 16	SECTION 3. Chapter 264, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows: " <u>\$264-</u> <u>Use of herbicides to be discontinued in the</u>
13 14 15 16 17	SECTION 3. Chapter 264, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows: <u>\$264-</u> <u>Use of herbicides to be discontinued in the</u> <u>maintenance of public highways.</u> (a) Each county and state



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1	(b)	For the purposes of this section, unless the context	
2	<u>clearly r</u>	equires otherwise, "nonchemical methods" means:	
3	(1)	Using mechanical means such as mowing, side cutting,	
4		weed whacking, torch burning, or hot water (steam)	
5		applications;	
6	(2)	Planting weed resistant low-growing ground cover or	
7		mulching hard-to-treat areas; and	
8	(3)	Utilizing community groups and "adopt a park", as well	
9		as other work resources, for extra hands or special	
10		projects."	
11	SECT	ION 4. The department of land and natural resources	
12	shall dev	elop and implement a plan for the phased reduction of	
13	herbicide	use in the maintenance of public highways and report	
14	the natur	e and progress of the plan to the legislature no later	
15	than twenty days prior to the convening of the regular session		
16	of 2018.		
17	SECT	ION 5. There is appropriated out of the general	
18	revenues	of the State of Hawaii the sum of \$ or so	
19	much ther	eof as may be necessary for fiscal year 2017-2018 and	
20	the same	sum or so much thereof as may be necessary for fiscal	
21	year 2018	-2019 for a grant-in-aid to each county for expenses	



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1	incurred in implementing sections 2 and 3 of this Act, to be		
2	allocated as follows:		
3	<pre>\$ to the city and county of Honolulu;</pre>		
4	\$ to the county of Maui;		
5	\$ to the county of Hawaii; and		
6	\$ to the county of Kauai.		
7	The sums appropriated shall be expended by each county for		
8	the purposes of this Act.		
9	PART III		
10	SECTION 6. New statutory material is underscored.		
11	SECTION 7. This Act shall take effect on July 1, 2017.		
12			
	INTRODUCED BY:		

Port E PSL



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### Report Title:

Herbicide Use; Public Parks; Public Highways; Appropriation

#### Description:

Requires all state agencies to rely on nonchemical methods of controlling vegetation growth in the maintenance of the state park system. Requires state and county governments to maintain public highways with nonchemical methods of controlling vegetation growth. Appropriates funds to each county.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

