

STAND. COM. REP. NO.

**2239**

Honolulu, Hawaii

**FEB 13 2018**

RE: S.B. No. 2559  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committees on Agriculture and Environment and Water and Land, to which was referred S.B. No. 2559 entitled:

"A BILL FOR AN ACT RELATING TO INVASIVE SPECIES,"

beg leave to report as follows:

The purpose and intent of this measure is to clarify that state, county, and authorized agents' authority to enter private property to control and eradicate invasive species also applies when there is a reasonable suspicion that invasive species are present on that property.

Your Committees received testimony in support of this measure from the Department of Agriculture; Department of Land and Natural Resources; Coordinating Group on Alien Pest Species; Big Island Invasive Species Committee; Office of the Mayor of the County of Hawaii; Hawaiian Electric Company, Inc.; The Humane Society of the United States; Hawai'i Farm Bureau; The Nature Conservancy of Hawaii; Hawaiian Civic Club of Honolulu; O'ahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and three individuals. Your Committees received testimony in opposition to this measure from the Hawaii Cattlemen's Council, Inc., and Animal Rights Hawai'i.

Your Committees find that invasive species and pests are a persistent and real threat to the State. Invasive species and pests can swiftly and permanently alter the ecosystem of the State



if not effectively eradicated. To ensure the rapid and complete removal of such species and pests, it is essential to allow the State and counties, through their employees or authorized agents, to have authority to enter onto private property when necessary to control or eradicate priority invasive species and pests before they spread.

Your Committees have amended this measure by:

- (1) Clarifying that the right to enter private property applies to control and eradication of priority invasive species identified by the Invasive Species Council;
- (2) Amending additional statutory language to require the Invasive Species Council to maintain a list of priority invasive species and diseases that pose a high risk to public health and safety, the environment, or agriculture; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Agriculture and Environment and Water and Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2559, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2559, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committees on Agriculture and  
Environment and Water and Land,



KARL RHOADS, Chair



MIKE GABBARD, Chair



**Record of Votes**  
**Committee on Agriculture and Environment**  
**AEN**

\*Only one measure per Record of Votes

The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:* <b>SB 2559</b>	Committee Referral: <b>AEN / WTL, JDC</b>	Date: <b>FEB. 7, 2018</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	/			
GABBARD, Mike (VC)	/			
INOUE, Lorraine R.				/
RIVIERE, Gil	/			
THIELEN, Laura H.	/			
<b>TOTAL</b>	4			1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted         <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature:				
<div style="display: flex; justify-content: space-between; font-size: small;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: x-small;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

**\*Only one measure per Record of Votes**