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## A BILL FOR AN ACT

RELATING TO LANDSCAPING.

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

1           SECTION 1. The legislature finds that ingestion of yellow  
2 oleander (*thevetia peruviana* or *cascabela thevetia*) seeds or  
3 leaves is a common cause of accidental poisoning worldwide,  
4 particularly among children, and a common method of suicide in  
5 southeast Asia. Many children have been killed or hospitalized  
6 due to yellow oleander poisoning, including two toddlers in  
7 California in 2020 who died after ingesting the plant, and a  
8 small child who was hospitalized in December 2022 on Oahu after  
9 ingesting the plant at the Yacht Club Knolls townhomes.

10           The legislature further finds that yellow oleander is not a  
11 native plant, and there is no compelling reason to utilize this  
12 plant as a landscape plant over other ornamental plants that are  
13 less toxic to humans and animals.

14           Accordingly, the purpose of this Act is to reduce the  
15 likelihood of accidental ingestion in Hawaii by disallowing  
16 planned community associations from planting yellow oleander on  
17 their properties.



1 SECTION 2. Chapter 421J, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "§421J- Yellow oleander; prohibited. No association  
5 shall plant yellow oleander (thevetia peruviana or cascabela  
6 thevetia) or cause or allow yellow oleander to be planted on the  
7 real property of the planned community."

8 SECTION 3. New statutory material is underscored.

9 SECTION 4. This Act shall take effect on July 1, 2025.

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INTRODUCED BY: \_\_\_\_\_

**NMB**

JAN 22 2024



# H.B. NO. 2290

**Report Title:**

Planned Community Association; Yellow Oleander; Prohibited

**Description:**

Prohibits planned community associations from planting yellow oleander or causing or allowing yellow oleander to be planted on their real property. Effective 7/1/2025.

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

