

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



GOV. MSG. NO. 1173

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

May 19, 2025

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Third State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Nadine Nakamura
Speaker, and Members of the
House of Representatives
Thirty-Third State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Aloha President Kouchi, Speaker Nakamura, and Members of the Legislature:

This is to inform you that on May 19, 2025, the following bill was signed into law:

H.B. NO. 1120, H.D. 2,
S.D. 2

RELATING TO NUISANCES.
ACT 073

Mahalo,

A handwritten signature in black ink that reads "Josh Green M.D." in a cursive style.

Josh Green, M.D.
Governor, State of Hawai'i

on MAY 19 2025

HOUSE OF REPRESENTATIVES
THIRTY-THIRD LEGISLATURE, 2025
STATE OF HAWAII

ACT 073
H.B. NO. 1120
H.D. 2
S.D. 2

A BILL FOR AN ACT

RELATING TO NUISANCES.

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

1 SECTION 1. The legislature finds that the department of
2 health's responsibility to protect both public and environmental
3 health is essential, especially as climate change increases
4 pressures on resources and communities. The recognition that
5 the health of a community is closely tied to environmental
6 conditions underscores the importance of preventing threats to
7 the environment. Therefore, it is critical that the department
8 of health has the clear legal authority and mandate to act not
9 only in response to direct threats of disease but also when
10 nuisances pose a risk to the public or environmental health of a
11 community.

12 Accordingly, the purpose of this Act is to clarify the
13 legal authority of the department of health to prevent and
14 address nuisances that threaten public or environmental health,
15 both of which affect the overall health and well-being of the
16 people of the State as a whole.



1 SECTION 2. Chapter 322, Hawaii Revised Statutes, is
2 amended by amending the title of part I to read as follows:

3 "PART I. PREVENTION AND ABATEMENT OF NUISANCES"

4 SECTION 3. Section 322-1, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "§322-1 [~~Removal, prevention.~~] Prevention; abatement;
7 destruction; removal. The department of health and its agents
8 shall examine into all nuisances, such as foul or noxious odors,
9 gases or vapors, water in which mosquito larvae exist, sources
10 of filth, and all causes of sickness or disease, on shore, and
11 in any vessel, which may be known to them or brought to their
12 attention, [~~which~~] that in their opinion are dangerous or
13 injurious to public health or environmental health, or both, and
14 into any and all conditions created or existing [~~which~~] that
15 cause or tend [~~to cause sickness or disease or~~] to be dangerous
16 or injurious to public health or environmental health, or both,
17 and shall [~~cause the same to be abated, destroyed, removed, or~~
18 ~~prevented.~~

19 ~~For purposes of this part, a nuisance shall include:~~

20 ~~(1) Toxic materials that are used in or by products of the~~
21 ~~manufacture or conversion of methamphetamine, and~~



1 ~~elandestine drug labs that manufacture~~
2 ~~methamphetamine; and~~
3 ~~(2) Odors and filth resulting from a person feeding feral~~
4 ~~birds.]~~

5 prevent, abate, destroy, or remove the nuisance or condition
6 that causes a nuisance."

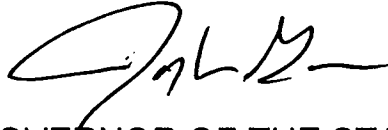
7 SECTION 4. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 5. This Act shall take effect upon its approval.



H.B. NO. 1120
H.D. 2
S.D. 2

APPROVED this 19th day of May, 2025

A handwritten signature in black ink, appearing to be 'J. L. B.', written in a cursive style.

GOVERNOR OF THE STATE OF HAWAII

HB No. 1120, HD 2, SD 2

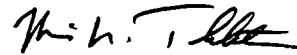
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 21, 2025
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Third Legislature of the State of Hawaii, Regular Session of 2025.



Nadine K. Nakamura
Speaker
House of Representatives





Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI‘I

Date: April 8, 2025
Honolulu, Hawai‘i 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate
of the Thirty-Third Legislature of the State of Hawai‘i, Regular Session of 2025.


President of the Senate


Clerk of the Senate