

JAN 20 2012

S.B. NO. 2369

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# A BILL FOR AN ACT

RELATING TO PUBLIC LANDSCAPING.

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

1           SECTION 1. The legislature finds that Hawaii's unique,  
2 native, land plants contribute to the beauty of the island  
3 state. They foster an understanding, appreciation, and respect  
4 for Hawaiian history and culture. To ensure the continued  
5 perpetuation of native Hawaiian land plants, public and private  
6 entities must work together.

7           The purpose of this Act is to promote and use native  
8 Hawaiian land plants in state and county landscaping projects.

9           SECTION 2. Section 103D-408, Hawaii Revised Statutes, is  
10 amended to read as follows:

11           "~~{}~~\$103D-408~~{}~~   ~~[Indigenous and Polynesian introduced]~~  
12 Native Hawaiian land plants; use in public landscaping[-],  
13 highway beautification, and road projects. (a) ~~[Wherever and~~  
14 ~~whenever feasible, all]~~ All plans, designs, and specifications  
15 for new or renovated landscaping of any building, complex of  
16 buildings, facility, complex of facilities, ~~[e]~~ housing, or  
17 highway beautification and road construction and improvement  
18 projects developed by the State, counties, or any political



1 subdivision with public moneys shall incorporate [~~indigenous~~  
2 ~~land plant species as defined in section 195D-2, and plant~~  
3 ~~species brought to Hawaii by Polynesians before European~~  
4 ~~contact, such as the kukui, noni, and coconut;~~] native Hawaiian  
5 land plants; provided that:

6 (1) Suitable cultivated plants can be made available for  
7 this purpose without jeopardizing wild plants in their  
8 natural habitat; and

9 (2) Wherever and whenever possible, [~~indigenous~~] native  
10 Hawaiian land plants shall be used for landscaping on  
11 the island or islands on which the species originated.

12 (b) A minimum of \_\_\_\_\_ per cent of a public landscaping  
13 project shall consist of native Hawaiian land plants.

14 [~~(b)~~] (c) Each plant or group of plants used pursuant to  
15 subsection (a) shall be clearly identified with signs for the  
16 edification of the general public.

17 (d) To implement this section, the department of land and  
18 natural resources shall adopt rules pursuant to chapter 91 to  
19 establish a list of native Hawaiian land plants; provided that  
20 the department of land and natural resources may, at its  
21 discretion, include land plants that are not native to Hawaii on  
22 the list."

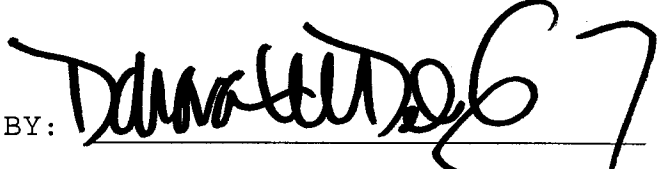


1 SECTION 3. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:











# S.B. NO. 2369

**Report Title:**

Native Hawaiian Land Plants; Department of Land and Natural Resources; Public Landscaping; Highways; Roads

**Description:**

Requires all public landscaping, highway beautification, and road construction and improvement projects to include native Hawaiian land plants, as determined by DLNR.

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

