

JAN 18 2019

A BILL FOR AN ACT

RELATING TO BIOSECURITY.

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

1 **PART I**

2 SECTION 1. The legislature reaffirms that the invasion of
3 Hawaii by insects, disease-bearing organisms, snakes, weeds, and
4 other pests is the single greatest threat to Hawaii's economy
5 and natural environment and to the health and lifestyle of
6 Hawaii's people. The legislature finds that action is needed to
7 improve the State's programs to mitigate the threats and impacts
8 of invasive species and to effectively implement the Hawaii
9 interagency biosecurity plan.

10 The legislature recognizes the Hawaii interagency
11 biosecurity plan as the primary guiding document for improving
12 invasive species prevention, detection, and control capacity
13 over the ten-year scope of the plan from 2017 to 2027.

14 The purpose of this Act is to enhance protection of
15 Hawaii's natural resources, agriculture, human health, and way
16 of life by appropriating funds for execution of the Hawaii
17 interagency biosecurity plan.



PART II

SECTION 2. Chapter 194, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§194- Invasive species rapid response special fund.

(a) There is established within the state treasury the invasive species rapid response special fund, into which shall be deposited appropriations by the legislature for the purposes of mitigating or eradicating newly detected invasive species threats in the State. All interest earned or accrued on moneys deposited into the fund shall become part of the fund. The council shall administer the special fund and may expend moneys in the special fund in accordance with this section.

(b) If the council determines that one or more newly detected invasive species pose a substantial threat to the agriculture, commerce, economy, environment, or public health of the State or otherwise warrant immediate action, the council shall submit a request to the governor to declare that there exists an invasive species emergency.

(c) Upon declaration by the governor pursuant to subsection (b) that there exists an invasive species emergency,



1 the council may take action in response to the emergency and
2 make expenditures from the special fund without legislative
3 approval and without regard to chapters 36, 37, 89, and 103D.

4 (d) The council shall make an accounting of moneys
5 expended from the fund and shall include that information in its
6 annual report to the legislature."

7 **PART III**

8 SECTION 3. There is appropriated out of the general
9 revenues of the State of Hawaii the sum of \$300,000 or so much
10 thereof as may be necessary for fiscal year 2019-2020 and the
11 same sum or so much thereof as may be necessary for fiscal year
12 2020-2021 for deposit into the invasive species rapid response
13 special fund established pursuant to section 2 of this Act.

14 The sums appropriated shall be expended by the department
15 of land and natural resources for the purposes of this Act.

16 SECTION 4. There is appropriated out of the general
17 revenues of the State of Hawaii the sum of \$1,000,000 or so much
18 thereof as may be necessary for fiscal year 2019-2020 and the
19 same sum or so much thereof as may be necessary for fiscal year
20 2020-2021 to support additional research, prevention, control,
21 and outreach projects as directed by the Hawaii invasive species



S.B. NO. 523

1 council, including but not limited to the invasive species
2 committees in each county and the Hawaii ant lab.

3 The sums appropriated shall be expended by the department
4 of land and natural resources for the purposes of this Act;
5 provided that portions of this appropriation may be transferred
6 to other departments to implement the directions of the Hawaii
7 invasive species council.

8 SECTION 5. There is appropriated out of the general
9 revenues of the State of Hawaii the sum of \$394,110 or so much
10 thereof as may be necessary for fiscal year 2019-2020 and the
11 same sum or so much thereof as may be necessary for fiscal year
12 2020-2021 to add ten full-time equivalent (10.0 FTE) positions
13 to the department of land and natural resources per the Hawaii
14 interagency biosecurity plan as follows:

- 15 (1) Two full-time equivalent (2.0 FTE) natural area
16 reserves specialist IV, (SR-22), Kauai;
- 17 (2) Two full-time equivalent (2.0 FTE) forestry and
18 wildlife technician IV, (SR-13), Maui;
- 19 (3) Two full-time equivalent (2.0 FTE) forestry and
20 wildlife technician IV, (SR-13), Hawaii island;



S.B. NO. 523

- 1 (4) One full-time equivalent (1.0 FTE) forestry and
- 2 wildlife worker II, (BC-05), Maui;
- 3 (5) One full-time equivalent (1.0 FTE) forestry and
- 4 wildlife worker II, (BC-05), Oahu;
- 5 (6) One full-time equivalent (1.0 FTE) forester V, (SR-24)
- 6 administration;
- 7 (7) One full-time equivalent (1.0 FTE) forester III,
- 8 (SR-20), Oahu;

9 The sums appropriated shall be expended by the Department
10 of Land and Natural Resources for purposes of this Act.

11 SECTION 6. There is appropriated out of the general
12 revenues of the State of Hawaii the sum of \$172,368 or so much
13 thereof as may be necessary for fiscal year 2019-2020 and the
14 same sum or so much thereof as may be necessary for fiscal year
15 2020-2021 to remove invasive species in the forests per the
16 Hawaii interagency biosecurity plan and for other operating
17 expenses.

18 The sums appropriated shall be expended by the department
19 of land and natural resources for the purposes of this Act.

20 SECTION 7. There is appropriated out of the general
21 revenues of the State of Hawaii the sum of \$500,000 or so much

1 thereof as may be necessary for fiscal year 2019-2020 and the
2 same sum or so much thereof as may be necessary for fiscal year
3 2020-2021 to increase capacity for rapid ohia death response.

4 The sums appropriated shall be expended by the department
5 of land and natural resources for the purposes of this Act.

6 SECTION 8. There is appropriated out of the general
7 revenues of the State of Hawaii the sum of \$650,000 or so much
8 thereof as may be necessary for fiscal year 2019-2020 and the
9 same sum or so much thereof as may be necessary for fiscal year
10 2020-2021 for the planning, design, and construction of a coqui
11 frog eradication containment barrier for Maliko gulch on the
12 island of Maui.

13 The sums appropriated shall be expended by the department
14 of land and natural resources for the purposes of this Act.

15 **PART IV**

16 SECTION 9. There is appropriated out of the general
17 revenues of the State of Hawaii the sum of \$103,908 or so much
18 thereof as may be necessary for fiscal year 2019-2020 and the
19 same sum or so much thereof as may be necessary for fiscal year
20 2020-2021 to add four positions to the department of agriculture



1 plant quarantine branch per the Hawaii interagency biosecurity
2 plan as follows:

- 3 (1) One full-time equivalent (1.0 FTE) entomologist III;
- 4 (2) One full-time equivalent (1.0 FTE) plant pathologist;
- 5 (3) One full-time equivalent (1.0 FTE) botanist IV; and
- 6 (4) One full-time equivalent (1.0 FTE) information
7 technology specialist.

8 The sums appropriated shall be expended by the department
9 of agriculture for the purposes of this Act.

10 SECTION 10. There is appropriated out of the general
11 revenues of the State of Hawaii the sum of \$150,000 or so much
12 thereof as may be necessary for fiscal year 2019-2020 to develop
13 plans for a canine detection kennel and training facility to be
14 managed by the department of agriculture.

15 The sum appropriated shall be expended by the department of
16 agriculture for the purposes of this Act.

17 **PART V**

18 SECTION 11. The department of agriculture shall submit a
19 report of its findings and recommendations, including any
20 proposed legislation, to the legislature no later than twenty
21 days prior to the convening of the regular session of 2020 on



S.B. NO. 523

1 the feasibility and planning of construction of a biological
 2 control research and containment facility, including any federal
 3 funds that may have been provided to explore a joint federal and
 4 state research center serving the Pacific region.

PART VI

6 SECTION 12. New statutory material is underscored.

7 SECTION 13. This Act shall take effect upon its approval;
 8 provided that parts III and IV shall take effect on July 1,
 9 2019.

10

INTRODUCED BY:

Mike Gabbard
Carl Albert Bill Owens
John Gih
~~DC. Kirk Agnew~~
Prora E. [Signature]
Clarence K. [Signature]



S.B. NO. 523

Report Title:

Hawaii Interagency Biosecurity Plan; Invasive Species Rapid Response; Special Fund; Report; Appropriations

Description:

Creates the invasive species rapid response special fund. Adds ten full-time equivalent (10.0 FTE) positions to the department of land and natural resources per the Hawaii interagency biosecurity plan. Adds four full-time equivalent (4.0 FTE) positions to the department of agriculture and requires the department submit a report to the legislature. Appropriates funds for positions and for execution of the Hawaii interagency biosecurity plan.

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

