Honolulu, Hawaii

MAR 22 ' 2024

RE: S.B. No. 3237

S.D. 2 H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-Second State Legislature Regular Session of 2024 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 3237, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURE,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the Department of Agriculture to designate certain species as pests, and periodically update taxa designated as pests, for control or eradication and develop and implement a control or eradication program for each designated pest, under certain conditions;
- (2) Establish a Plant Nursery Licensing Program, as part of the Department of Agriculture's Biosecurity Program, to regulate the sale of nursery stock;
- (3) Prohibit the import of any material infested or infected with a pest or that is a pest unless imported under an appropriate permit or compliance agreement and amend the Department of Agriculture's authority to impose other limits on imports and transportation; and

(4) Amend the method by which the Board of Agriculture makes and updates noxious weed designations and clarify responsibilities for the control or eradication of noxious weeds.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; 'Ahahui o nā Kauka, Association of Native Hawaiian Physicians; Sierra Club of Hawai'i; Livable Hawaii Kai Hui; Environmental Caucus of the Democratic Party of Hawai'i; Hawai'i Farmers Union United; Hawaii's Thousand Friends; Kua'Āina Ulu 'Auamo; Coordinating Group on Alien Pest Species; Hawai'i Land Trust; O'ahu Invasive Species Committee; League of Women Voters of Hawaii; and numerous individuals. Your Committee received testimony in opposition to this measure from the Department of Agriculture and Hawaii Floriculture and Nursery Association. Your Committee received comments on this measure from the Hawai'i Forest Industry Association; Hawai'i Farm Bureau; and Big Island Invasive Species Committee.

Your Committee finds that the State imports eighty percent of its commodities and ninety percent of its food, making border biosecurity critical for preventing new invasive species from arriving and spreading in the State. Your Committee further finds that many other states combat invasive pests by routinely quarantining areas infested with high impact pests and preventing the sale of infested merchandise. Your Committee believes that this measure will grant the Department of Agriculture the tools needed to carry out its responsibilities and effectively regulate and prevent new and existing invasive species from entering Hawaii, while also promoting greater biosecurity.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3237, S.D. 2, H.D. 1, as amended herein, and

STAND. COM. REP. NO. /337-24 Page 3

recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 3237, S.D. 2, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

MXHK M. NAKASHIMA, Chair

State of Hawaii

House of Representatives
The Thirty-second Legislature

**ASCR 1337- **Pf

Record of Votes of the Committee on Consumer Protection & Commerce

Sb 3237 SD2 HD 1	Committee Referral: AGR, CPC, FIN	7/2/1/2/		rozef
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)				
2. SAYAMA, Jackson D. (VC)				
3. AMATO, Terez	e e e e e e e e e e e e e e e e e e e	reofic in		
J. AMATO, Terez				<u> </u>
4. BELATTI, Della Au		1446 ACT 1117.4	(Massauller i Might is in the control of the contro	
5. HASHEM, Mark J.		**************************************		
		1000 1 10		
6. HUSSEY-BURDICK, Natalia	as markings strong			
7. GATES, Cedric Asuega		<u> </u>		
8. LOWEN, Nicole E.	·			
	Torini Corpora (Corpora Corpora Corpor			
9. ONISHI, Richard H.K.		Thomas British Co. 1		
10. TAM, Adrian K.				
11. PIERICK, Elijah				
·				
				
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TOTAL (11)	6	0		4
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				