STAND. COM. REP. NO. 1185

Honolulu, Hawaii APR 07 2009

RE: H.B. No. 1436

H.D. 1 S.D. 1

Honorable Colleen Hanabusa President of the Senate Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Madam:

Your Committee on Water, Land, Agriculture, and Hawaiian Affairs, to which was referred H.B. No. 1436, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURE,"

begs leave to report as follows:

The purpose of this measure is to amend the permitted uses of land within the agricultural district with soil classifications of A or B to include agricultural education programs conducted on a farming operation.

Testimony in support of this measure was submitted by two state agencies, two organizations, and two public citizens. One county agency and one organization submitted comments. Written testimony presented to your Committee may be reviewed on the Legislature's website.

Your Committee finds that the law presently does not clearly authorize a farmer to provide educational programs within state agricultural districts, and the only option is to pursue a special use permit at either the county or state level. Farm educational programs encourage career paths in agriculture, raise public awareness, and increase demand for locally produced agricultural products. On-farm educational programs connect consumers to farming and farmers. Clarifying that educational programs are permitted in state agricultural districts will eliminate the need for the costly and time consuming process of applying for a

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special use permit and ensure that farmers can include planned educational facilities as part of their agricultural lease terms.

As affirmed by the record of votes of the members of your Committee on Water, Land, Agriculture, and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1436, H.D. 1, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Water, Land, Agriculture, and Hawaiian Affairs,

CLAYTO HEE, Chair

The Senate Twenty-Fifth Legislature State of Hawaii

Record of Votes Committee on Water, Land, Agriculture and Hawaiian Affairs WTL

Bill / Resolution No.:* Committee Referral: Date:				
HB 1436, HDI SDI EDH, WTL 41109				
The committee is reconsidering its previous decision on this measure.				
If so, then the previous decision was to:				
The Recommendation is:				
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	V			
TOKUDA, Jill N. (VC)	V			
BUNDA, Robert			THE RESERVE AND A STREET OF THE PERSON OF TH	20m22-54; 42.5; 3000000000000000000000000000000000000
FUKUNAGA, Carol				
KOKUBUN, Russell S.	5.1.1 au 2006 à 200			V
TAKAMINE, Dwight Y.				\ \/ \ \
HEMMINGS, Fred				V
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TOTAL	4	þ	*	3
Recommendation:				
Adopted Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes