
A BILL FOR AN ACT

RELATING TO AGRICULTURE.

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

1 SECTION 1. The legislature supports the department of
2 agriculture's goal to integrate programs in order to develop
3 Hawaii's agriculture industry and food security. Hawaii's
4 agriculture industry has transformed from sugar and pineapple
5 production to diversified agriculture and now faces such
6 complexities as diversified export markets, increased pest
7 pressure, global competitiveness, sustainability, food safety,
8 food security, and self-sufficiency. Addressing these issues
9 should be a coordinated effort among agricultural,
10 transportation, and research organizations, as well as other
11 federal and state agencies working in collaboration with private
12 businesses.

13 The legislature finds that the establishment of the
14 agricultural development and food security program within the
15 department of agriculture would address all aspects of
16 agriculture from farm to market. The farm-to-market concept,
17 although linear, includes interrelationships between the private
18 and public sectors to develop and improve agriculture in the



1 State. The farm-to-market concept impacts areas that are not
2 under the purview of the department of agriculture but are
3 critical to the development of agriculture. These include
4 agricultural lands, water treatment, pest management programs,
5 food safety, distribution and biosecurity systems, industry and
6 market development, and policy issues.

7 An agricultural development and food security program
8 would:

9 (1) Position the agricultural industry to be sustainable
10 and to achieve critical mass;

11 (2) Increase availability of locally grown and produced
12 commodities in the marketplace;

13 (3) Expand agricultural exports to domestic and foreign
14 markets, and establish Hawaii as a global leader in
15 agriculture and agriculture technologies;

16 (4) Develop sustainable practices that ensure self-
17 sufficiency in crop production; and

18 (5) Protect Hawaii's agriculture, environment, and natural
19 resources.

20 The program would assist the department of agriculture to
21 develop elements of the agriculture industry including farm
22 inputs, agricultural infrastructure, labor, biosecurity, food



1 safety, sustainability, market development, and research and
2 development. The department of agriculture is the most
3 appropriate state agency to oversee the development of
4 agriculture in Hawaii. To succeed, the program requires active
5 participation from the agricultural industry, transportation
6 industry, the University of Hawaii college of tropical
7 agriculture and human resources, public and private research
8 entities, and other federal and state agencies.

9 The purpose of this Act is to direct the department of
10 agriculture to develop, coordinate, fund, and integrate new and
11 existing programs, facilities, and projects to establish and
12 promote the development of the agriculture and food security
13 program within the State.

14 SECTION 2. Chapter 141, Hawaii Revised Statutes, is
15 amended by adding two new sections to be appropriately
16 designated and to read as follows:

17 "§141- Agricultural development and food security
18 program; establishment. There is established within the
19 department an agricultural development and food security program
20 that shall:



1 (1) Provide oversight, administration, coordination,
2 revenue development, and funding to develop Hawaii's
3 agriculture industry from farm to market; and

4 (2) Collaborate with private and public organizations and
5 agencies to implement the objectives of the
6 agricultural development and food security program.

7 §141- Objectives of the agricultural development and
8 food security program. The objectives of the agricultural
9 development and food security program shall be to:

10 (1) Increase agriculture sustainability and improve the
11 economic viability of the State's agriculture
12 industry, including development of data to measure
13 progress;

14 (2) Develop and implement programs to assist farm,
15 nursery, and livestock production;

16 (3) Coordinate, fund, and establish agriculture industry
17 development programs;

18 (4) Develop and implement programs to increase
19 agricultural exports to domestic and foreign markets;

20 (5) Establish Hawaii as a global leader in agriculture and
21 agriculture technologies;



- 1 (6) Develop and implement concepts and programs to expand
2 the market share of locally-grown agriculture;
- 3 (7) Support and assist in developing a farm-to-school
4 program;
- 5 (8) Develop and implement research and technology transfer
6 programs for varietals, treatment, pest control,
7 diagnostics, and farm inputs;
- 8 (9) Support and coordinate with other appropriate programs
9 within the department such as infrastructure
10 development, biosecurity, and food safety;
- 11 (10) Ensure the product integrity of agricultural
12 commodities branded as "made in Hawaii" to protect
13 Hawaii's identity as a producer; and
- 14 (11) Review, coordinate, update, oversee, and comment on
15 government policies that affect the State's
16 agriculture and food security."

17 SECTION 3. Section 141-2, Hawaii Revised Statutes, is
18 amended to read as follows:

19 "**§141-2 Rules.** Subject to chapter 91 the department of
20 agriculture shall adopt, amend, and repeal rules not
21 inconsistent with law, for and concerning:



- 1 (1) The introduction, transportation, and propagation of
2 trees, shrubs, herbs, and other plants;
- 3 (2) The quarantine, inspection, fumigation, disinfection,
4 destruction, or exclusion, either upon introduction
5 into the State, or at any time or place within the
6 State, of any nursery-stock, tree, shrub, herb, vine,
7 cut-flower, cutting, graft, scion, bud, seed, leaf,
8 root, or rhizome; any nut, fruit, or vegetable; any
9 grain, cereal, or legume in the natural or raw state;
10 any moss, hay, straw, dry-grass, or other forage; any
11 unmanufactured log, limb, or timber; or any other
12 plant growth or plant product unprocessed or in the
13 raw state; any sand, soil, or earth; any live bird,
14 reptile, insect, or other animal, in any stage of
15 development, that is in addition to the so-called
16 domestic animals, which are provided for in section
17 142-2; and any box, barrel, crate, or other containers
18 in which the articles, substances, or objects have
19 been transported or contained, and any packing
20 material used in connection therewith, that is or may
21 be diseased or infested with insects or likely to
22 assist in the transmission or dissemination of any



1 insect or plant disease injurious, harmful, or
2 detrimental, or likely to become injurious, harmful,
3 or detrimental to the agricultural or horticultural
4 industries or the forests of the State, or that is or
5 may be in itself injurious, harmful, or detrimental to
6 the same (included therein may be rules governing the
7 transportation of any of the articles, substances, or
8 objects enumerated above in this section between
9 different localities on any one of the islands within
10 the State);

- 11 (3) The prohibition of importation into the State, from
12 any or all foreign countries or from other parts of
13 the United States, or the shipment from one island
14 within the State to another island therein, or the
15 transportation from one part or locality of any island
16 to another part or locality of the same island, of any
17 specific article, substance, or object or class of
18 articles, substances, or objects, among those
19 enumerated above in this section, that is diseased or
20 infested with insects or likely to assist in the
21 transmission or dissemination of any insect or plant
22 disease injurious, harmful, or detrimental or likely



1 to be injurious, harmful, or detrimental to the
2 agricultural or horticultural industries, or the
3 forests of the State, or that is or may be in itself
4 injurious, harmful, or detrimental to the same;

5 (4) The preparation by cargo carriers of manifests of
6 cargo transported into the State or between islands of
7 the State and the submission of the manifests to the
8 department; ~~and~~

9 (5) The manner in which agricultural product promotion and
10 research activities may be undertaken, after
11 coordinating with the agribusiness development
12 corporation~~[-]~~; and

13 (6) The implementation and promotion of the agricultural
14 development and food security program.

15 All rules adopted under this section shall have the force
16 and effect of law."

17 SECTION 4. Section 141-10, Hawaii Revised Statutes, is
18 amended by amending subsection (c) to read as follows:

19 "(c) Subject to legislative appropriation, moneys in the
20 special fund may be expended for the following purposes:

21 (1) The awarding of grants to farmers for agricultural
22 production or processing activity;



1 (2) The acquisition of real property for agricultural
2 production or processing activity;

3 (3) The improvement of real property, dams, reservoirs,
4 irrigation systems, and transportation networks
5 necessary to promote agricultural production or
6 processing activity, including investigative studies
7 to identify and assess necessary improvements to dams,
8 reservoirs, irrigation systems, and transportation
9 networks;

10 (4) The purchase of equipment necessary for agricultural
11 production or processing activity;

12 (5) The conduct of research on and testing of agricultural
13 products and markets;

14 (6) The funding of agricultural inspector positions within
15 the department of agriculture;

16 (7) The promotion and marketing of agricultural products
17 grown or raised in the State;

18 (8) Water quality testing and improvement; ~~[and]~~

19 (9) The promotion and implementation of the agricultural
20 development and food security program; and

21 ~~[(9)]~~ (10) Any other activity intended to increase
22 agricultural production or processing that may lead to



1 reduced importation of food, fodder, or feed from
2 outside the State."

3 SECTION 5. Act 73, Session Laws of Hawaii 2010, is amended
4 by amending section 14 to read as follows:

5 "SECTION 14. This Act shall take effect on July 1, 2010;
6 provided that sections 2, 3, and 4 [~~and 7~~] of this Act shall be
7 repealed on June 30, 2015, and sections 128D-2, 201-12.8, and
8 243.3.5, Hawaii Revised Statutes, shall be reenacted in the form
9 in which they read on June 30, 2010."

10 SECTION 6. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 7. This Act shall take effect on July 1, 2012.



Report Title:

Department of Agriculture; Agricultural Development and Food
Security Program

Description:

Creates an agricultural development and food security program
within the department of agriculture. (SD2)

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

