Honolulu, Hawaii

Rbmay 18, 2014

RE: H.B. No. 2361 H.D. 2

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred H.B. No. 2361, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO AGRICULTURE,"

beg leave to report as follows:

The purpose of this measure is to prevent the counterfeiting of Hawaii's high quality coffee by extending the offense of false labeling of Hawaii-grown coffee to include:

- (1) Violations of established grade standard requirements; and
- (2) All stages of production.

The Office of the Prosecuting Attorney, County of Hawaii; Hawaii Coffee Association; Kona Coffee Council; Royal Kona Coffee Visitor Center Mill & Museum; Kau Coffee Mill; Hawaii Farm Bureau; Dole Waialua Coffee; and numerous individuals testified in support of this measure. Times Supermarket testified in opposition to this measure. The Department of Agriculture, Hawaii Coffee Growers Association, and an individual provided comments on this measure.

Your Committees have amended this measure by adopting the Department of Agriculture's amendments provided to your Committees, which, among other things:

- (1) Retain the listing of the specific types of coffee protected under the offense of false labeling of Hawaiigrown coffee and adds natural coffee to that list;
- (2) Extend the offense of false labeling of Hawaii-grown coffee to apply to the use of geographic origin in the labeling of roasted or instant coffee, if the green coffee beans used in the roasted or instant coffee do not meet the grade standard requirements of rules adopted pursuant to the State's grades and standards law; and
- (3) Make technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2361, H.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as H.B. No. 2361, H.D. 2.

Respectfully submitted on behalf of the members of the Committees on Consumer' Protection & Commerce and Judiciary,

KARL RHOADS, Chair

ANGUS L.K. McKELVEY, Chair

State of Hawaii

House of Representatives
The Twenty-seventh Legislature

HOUSE 183 · 14

Record of Votes of the Committee on Consumer Protection and Commerce

Bill/Resolution No.: HB 2361, HD1 AGR, CPC NUD Date: 02-/19/44						
☐ 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. McKELVEY, Angus L.K. (C)						
2. KAWAKAMI, Derek S.K. (VC)			T-L-	2003		
3. BELATTI, Della Au				1001=		
4. BROWER, Tom 5. CACHOLA, Romy M.				W 80		
6. CREAGAN, Richard						
7. EVANS, Cindy						
8. HAR, Sharon E.			- TRAINAMOS I			
9. ITO, Ken						
10. LEE, Chris			**************************************			
11. NAKASHIMA, Mark M.						
12. OSHIRO, Marcus R.		23 200 F06 32 KG 7 7	·			
13. TSUJI, Clift						
14. YAMANE, Ryan I.						
15. MCDERMOTT, Bob 16. THIELEN, Cynthia						
10. THELEN, Cyntina						
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TOTAL (16)	14			2		
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						

S & of Hawaii House of Representatives The Twenty-seventh Legislature WSCR 783.14

Record of Votes of the Committee on Judiciary

l	e Referral:	Date	Zliali4				
☐ 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)							
JUD Members	Ayes	Ayes (WR)	Nays	Excused			
1. RHOADS, Karl (C)	χ	1947年代美					
2. HAR, Sharon E. (VC)	×	The second secon					
3. BELATTI, Della Au				χ			
4. BROWER, Tom	<u>X</u>						
5. CREAGAN, Richard	X						
6. ITO, Ken7. KAWAKAMI, Derek S.K.	<u> </u>						
8. LEE, Chris	TO A CONTRACT OF THE CONTRACT						
9. NAKASHIMA, Mark M.	~ ` ` Y						
10. TSUJI, Clift	X	\$441-40 PM					
11. WOOLEY, Jessica							
12. MCDERMOTT, Bob	~	[24] O C C C C C C C C C C C C C C C C C C	I THE SHE	χ.			
13. THIELEN, Cynthia	X			A Part of the second se			
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TOTAL (13)	11			2			
The recommendation is: Adopted							
Vice Chair's or designee's signature:							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							