

1 Safety Standards, the department of agriculture has found it
2 needs to support the growth of diversified agriculture by
3 encouraging agricultural enterprises on the department of
4 agriculture's state lands through activities including but not
5 limited to planning, designing, constructing, operating, or
6 managing agricultural enterprises to ensure the economic
7 viability of agricultural operations, as well as allowing
8 lessees to do the same. Therefore, the legislature finds that
9 it is in the State's best interests to promote and support
10 diversified agriculture and ensure agricultural sustainability
11 by establishing an agricultural enterprise program within the
12 department of agriculture, for purposes and in a manner
13 consistent with article XI, section 3, of the state
14 constitution.

15 The purpose of this chapter is to establish the
16 agricultural enterprise program within the department of
17 agriculture to allow the department or a lessee to plan, design,
18 construct, operate, manage, maintain, repair, demolish, and
19 remove facilities on any lands over which the department has
20 jurisdiction, to support and promote agriculture, and to accept
21 the transfer of any lands that will support an agricultural



1 purpose from the department of land and natural resources and to
2 operate or manage those resources.

3 **§ -2 Definitions.** As used in this chapter, unless the
4 context otherwise requires:

5 "Agricultural activities" means the care and production of
6 livestock, livestock products, poultry, poultry products,
7 apiary, horticultural, and floricultural products, and the
8 planting, cultivating, and harvesting of crops or trees, and any
9 other activity that can demonstrate a tie to agriculture.

10 "Agricultural enterprise" means any activity related to the
11 support or promotion of agriculture.

12 "Agricultural enterprise lands" means agricultural lands
13 that are not designated as agricultural parks or non-
14 agricultural parks pursuant to chapter 166 or 166E,
15 respectively.

16 "Aquacultural activities" means the farming or ranching of
17 any plant or animal species in a controlled salt, brackish, or
18 freshwater environment; provided that the farm or ranch is on or
19 directly adjacent to land.

20 "Board" means the board of agriculture.

21 "Department" means the department of agriculture.



1 **§ -3 Department's powers in general; agricultural**
2 **enterprises.** To support and promote agriculture, the department
3 may:

4 (1) Plan, design, construct, operate, manage, maintain,
5 repair, demolish, and remove facilities on any lands
6 under the jurisdiction of the department;

7 (2) Permit a lessee to plan, design, construct, operate,
8 manage, maintain, repair, demolish, and remove
9 facilities on any lands under the jurisdiction of the
10 department; and

11 (3) Upon mutual agreement and approval by the board and
12 the board of land and natural resources, accept the
13 transfer of and manage qualifying agricultural
14 enterprises and agricultural enterprise lands from the
15 department of land and natural resources.

16 **§ -4 Transfer and management of agricultural enterprise**
17 **lands and agricultural enterprises; agricultural enterprise**
18 **program.** (a) Upon mutual agreement and approval by the board
19 and the board of land and natural resources:



1 (1) The department may accept the transfer of and manage
2 certain qualifying agricultural enterprise lands and
3 agricultural enterprises; and
4 (2) Certain assets, including position counts, related to
5 the management of existing encumbered and unencumbered
6 agricultural enterprise lands and agricultural
7 enterprises and related facilities shall be
8 transferred to the department.
9 (b) The department shall administer an agricultural
10 enterprise program to manage the transferred agricultural
11 enterprise lands and agricultural enterprises under rules
12 adopted by the board pursuant to chapter 91. The program and
13 its rules shall be separate and distinct from the agricultural
14 park program and the non-agricultural park program and their
15 rules. Agricultural enterprise lands and agricultural
16 enterprises shall not be the same as, and shall not be selected
17 or managed as, lands under agricultural park or non-agricultural
18 park leases. Notwithstanding any other law to the contrary, the
19 program shall include the following conditions pertaining to the
20 transfer of encumbered or unencumbered agricultural enterprise
21 lands and agricultural enterprises:



- 1 (1) As of the time of transfer:
- 2 (A) The lessee or permittee shall be in full
- 3 compliance with the existing lease or permit;
- 4 (B) The lessee or permittee shall not be in arrears
- 5 in the payment of taxes, rents, or other
- 6 obligations owed to the State or any county; and
- 7 (C) The lessee's or permittee's agricultural
- 8 operation shall be economically viable as
- 9 specified by the board;
- 10 (2) No encumbered or unencumbered agricultural enterprise
- 11 lands and agricultural enterprises with soils
- 12 classified by the land study bureau's detailed land
- 13 classification as overall (master) productivity rating
- 14 class A or B shall be transferred for the use or
- 15 development of golf courses, golf driving ranges, or
- 16 country clubs; and
- 17 (3) The transfer of agricultural enterprise lands and
- 18 agricultural enterprises shall be done in a manner to
- 19 be determined by the board.
- 20 (c) For any encumbered or unencumbered agricultural
- 21 enterprise lands and agricultural enterprises transferred to the



1 department that are not being utilized or required for the
2 public purpose stated, the order setting aside the lands shall
3 be withdrawn and the lands shall be returned to the department
4 of land and natural resources.

5 **§ -5 Conversion of qualified and encumbered other**
6 **agricultural lands.** The department shall establish criteria and
7 rules pursuant to chapter 91 and subject to approval by the
8 board to convert qualified and encumbered agricultural
9 enterprise lands and agricultural enterprises to department
10 leases or other forms of encumbrance.

11 **§ -6 Extension of qualified and encumbered agricultural**
12 **enterprise lands and agricultural enterprises.** Notwithstanding
13 chapter 171, the board shall establish criteria and rules to
14 allow the cancellation, renegotiation, and extension of
15 transferred encumbrances by the department. Notwithstanding any
16 law to the contrary, qualified and encumbered agricultural
17 enterprise lands and agricultural enterprises transferred to the
18 department shall not have the respective length of term of the
19 lease or rents reduced over the remaining fixed term of the
20 applicable encumbrances.



1 **§ -7 Rules.** The board shall adopt rules pursuant to
2 chapter 91, including eligibility requirements for each
3 disposition and applicant qualifications, to effectuate the
4 purposes of this chapter.

5 **§ -8 Agricultural enterprise special fund; established.**

6 (a) There is established in the state treasury the agricultural
7 enterprise special fund to be administered by the department,
8 into which shall be deposited:

9 (1) Legislative appropriations to the fund; and

10 (2) All lease rent, fees, penalties, and any other revenue
11 or funds collected from agricultural enterprise lands
12 and agricultural enterprises, together with such
13 revenue or funds collected from agricultural
14 enterprise lands and agricultural enterprises that are
15 transferred, or in the process of being transferred,
16 to the department under this chapter.

17 (b) Moneys in the special fund shall be used for planning,
18 designing, constructing, operating, maintaining, managing,
19 repairing, demolishing, and removing agricultural enterprise
20 lands and agricultural enterprises under this chapter.



1 § -9 Disposition. (a) Notwithstanding any provision of
2 this chapter and chapter 171 to the contrary, the department may
3 dispose of the following by negotiation, drawing of lots,
4 conversion, or public auction:

- 5 (1) Public lands and related enterprises set aside and
6 designated for use pursuant to this chapter; and
7 (2) Other lands and enterprises under the jurisdiction of
8 the department pursuant to section -10.

9 Except as provided by subsection (d), the department shall
10 dispose of public lands by lease.

11 (b) In all dispositions, the department shall be subject
12 to the requirements set forth in rules adopted by the board
13 consistent with section -7 and subject to the following:

- 14 (1) All land and enterprises shall be disposed of for
15 purposes of supporting or promoting agricultural or
16 aquacultural activities;
17 (2) Each lessee shall derive a major portion of the
18 lessee's total annual income earned from the lessee's
19 activities on the premises; provided that this
20 restriction shall not apply if:



- 1 (A) Failure to meet the restriction results from
- 2 mental or physical disability or the loss of a
- 3 spouse; or
- 4 (B) The premises are fully used to support or promote
- 5 the agricultural or aquacultural activity for
- 6 which the disposition was granted;
- 7 (3) The lessee shall comply with all federal and state
- 8 laws regarding environmental quality control;
- 9 (4) The board shall:
- 10 (A) Determine the specific uses for which the
- 11 disposition is intended;
- 12 (B) Parcel the land into minimum size economic units
- 13 sufficient for the intended uses;
- 14 (C) Make, or require the lessee to make, improvements
- 15 that are necessary to achieve the intended uses;
- 16 (D) Set the upset price or lease rent based upon an
- 17 appraised evaluation of the property value,
- 18 adjustable to the specified use of the lot;
- 19 (E) Set the term of the lease, which shall be no less
- 20 than fifteen years nor more than sixty-five



1 years, including any extension granted for
2 mortgage lending or guarantee purposes; and
3 (F) Establish other terms and conditions it deems
4 necessary, including but not limited to
5 restrictions against alienation and provisions
6 for withdrawal by the board; and
7 (5) Any transferee, assignee, or sublessee of an
8 agricultural enterprise lease shall first qualify as
9 an applicant under this chapter. For the purpose of
10 this paragraph, any transfer, assignment, sale, or
11 other disposition of any interest, excluding a
12 security interest, by any legal entity that holds an
13 agricultural enterprise lease shall be treated as a
14 transfer of the agricultural enterprise lease and
15 shall be subject to the approval of the board and to
16 reasonable terms and conditions, consistent with this
17 chapter and rules adopted pursuant to this chapter.
18 No transfer shall be approved by the board if the
19 disposition of the stock or assets or other interest
20 of the legal entity would result in the failure of the



1 entity to qualify for an agricultural enterprise
2 lease.

3 (c) After notice of the breach or default as provided in
4 rules adopted by the board consistent with section -7, a
5 violation of any provision in this section shall be cause for
6 the board to cancel the lease and take possession of the land,
7 or take such other action as the board, in its sole discretion,
8 deems appropriate.

9 (d) The board may issue easements, licenses, permits, and
10 rights-of-entry for uses that are consistent with the purposes
11 for which the lands were set aside or are otherwise subject to
12 the authority of the department pursuant to section -10.

13 § -10 Authority to plan, design, develop, and manage
14 agricultural enterprise lands and agricultural enterprises. The
15 department, or its tenants subject to the department's approval,
16 may plan, design, develop, and manage agricultural enterprise
17 lands and agricultural enterprises on:

18 (1) Public lands set aside by executive order pursuant to
19 section 171-11 for use as agricultural enterprise
20 lands and agricultural enterprises;



1 (2) Other lands with the approval of the board that may be
2 subject to a joint venture partnership agreement
3 pursuant to section -11; and

4 (3) Lands acquired by the department by way of
5 foreclosure, voluntary surrender, or otherwise
6 pursuant to section 155-4(11).

7 § -11 **Agricultural enterprise lands and agricultural**
8 **enterprise development.** On behalf of the State or in
9 partnership with a federal agency, a county, or a private party,
10 and except as provided in this section, the department may
11 develop agricultural enterprise lands and agricultural
12 enterprises that, at the option of the board, may be exempt from
13 all statutes, ordinances, charter provisions, and rules of any
14 governmental agency relating to planning, zoning, construction
15 standards for subdivisions, development and improvement of land,
16 and construction of buildings thereon; provided that:

17 (1) The board finds the development is consistent with the
18 public purpose and intent of this chapter and meets
19 minimum health and safety requirements;

20 (2) The development of the proposed agricultural
21 enterprise land or agricultural enterprise does not



1 contravene any safety standards or tariffs approved by
2 the public utilities commission for public utilities;

3 (3) The county in which the agricultural enterprise land
4 or agricultural enterprise development is proposed
5 shall approve the development; provided further that:

6 (A) The county shall approve or disapprove the
7 development within forty-five days after the
8 department submits preliminary plans and
9 specifications for the development to the county.

10 If on the forty-sixth day the development is not
11 disapproved, the development shall be deemed
12 approved;

13 (B) No action shall be prosecuted or maintained
14 against any county, its officials, or employees,
15 on any actions taken by them in reviewing,
16 approving, or disapproving the plans and
17 specifications; and

18 (C) The final plans and specifications for the
19 development shall be deemed approved by the
20 county if the final plans and specifications do
21 not substantially deviate from the preliminary



1 plans and specifications. The final plans and
2 specifications for the project shall constitute
3 the planning, zoning, building, construction, and
4 subdivision standards for that development. For
5 purposes of sections 501-85 and 502-17, the
6 chairperson of the board or the responsible
7 county official may certify maps and plans of
8 lands connected with the development as having
9 complied with applicable laws and ordinances
10 relating to consolidation and subdivision of
11 lands, and the maps and plans shall be accepted
12 for registration or recordation by the land court
13 and registrar; and

- 14 (4) The State shall assume the responsibility of
15 maintaining all roads and infrastructure improvements
16 within the boundaries if the improvements are
17 developed exempt from applicable county ordinances,
18 charter provisions, and rules regarding development.

19 § -12 Lease negotiation. (a) The department may
20 negotiate and enter into leases with any person who:

- 21 (1) Holds a revocable permit for agricultural purposes;



1 (2) Has formerly held an agricultural lease or a holdover
2 lease of public land that expired within the last ten
3 years and has continued to occupy the land; or

4 (3) Is determined by the department to have a beneficial
5 impact on agriculture.

6 (b) Lands eligible for lease negotiations under this
7 section are limited to lands that are:

8 (1) Determined to have a nexus for agricultural purposes;

9 (2) Set aside for agricultural or agricultural related
10 uses only, by the governor through an executive order,
11 to the department; and

12 (3) Not needed by any state or county agency for any other
13 public purpose.

14 (c) In negotiating and executing a lease as authorized,
15 the board shall:

16 (1) Require the appraisal of the parcel using standards of
17 national appraiser organizations to determine the
18 rental, including percentage rent;

19 (2) Require the payment of a premium, computed at twenty-
20 five per cent of the annual lease rent, with the
21 premium to be added to the annual lease rent for each



1 year of the lease equal to the number of years the
2 lessee has occupied the land, except that the premium
3 period shall not exceed seven years; and

4 (3) Recover from the lessee the costs of expenditures
5 required by the department to convert the parcel into
6 leasehold.

7 The department shall notify in writing those eligible for lease
8 negotiations under this section and shall inform the applicants
9 of the terms, conditions, and restrictions provided by this
10 section. Any eligible person may apply for a lease by
11 submitting a written application to the department within thirty
12 days from the date of receipt of notification; provided that the
13 department may require documentary proof from any applicant to
14 determine that the applicant meets eligibility and qualification
15 requirements for a lease.

16 § -13 Policy. Notwithstanding chapter 171, disposition
17 of lands set aside for use pursuant to this chapter shall not be
18 subject to the prior approval of the board of land and natural
19 resources.

20 § -14 Rights of holders of security interests. (a)

21 Prior board action shall be required when an institutional



1 lender acquires the lessee's interest through a foreclosure
2 sale, judicial or nonjudicial, or by way of assignment in lieu
3 of foreclosure, or when the institutional lender sells or causes
4 the sale of the lessee's interest in a lease by way of a
5 foreclosure sale, judicial or nonjudicial. The institutional
6 lender shall convey a copy of the sale or assignment as recorded
7 in the bureau of conveyances.

8 (b) Notwithstanding any provisions of this chapter, if any
9 lease is subject to a security interest held by an institutional
10 lender and if the institutional lender has given to the board a
11 copy of the encumbrance as recorded in the bureau of
12 conveyances:

13 (1) If the lease is canceled for violation of any non-
14 monetary lease term or condition, or if the lease is
15 deemed terminated or rejected under bankruptcy laws,
16 the institutional lender shall be entitled to issuance
17 of a new lease in its name for a term equal to the
18 term of the lease remaining immediately prior to the
19 cancellation, termination, or rejection, with all
20 terms and conditions being the same as in the
21 canceled, terminated, or rejected lease, except only



1 for the liens, claims, and encumbrances, if any, that
2 were superior to the institutional lender before the
3 cancellation, termination, or rejection. If a lease
4 is rejected or deemed rejected under bankruptcy law,
5 the lease shall be deemed canceled and terminated for
6 all purposes under state law;

7 (2) If the lessee's interest under a lease is transferred
8 to an institutional lender, including by reason of
9 paragraph (1), by reason of acquisition of the
10 lessee's interest pursuant to a foreclosure sale,
11 judicial or nonjudicial, and by reason of an
12 assignment in lieu of foreclosure:

13 (A) The institutional lender shall be liable for the
14 obligations of the lessee under the lease for the
15 period of time during which the institutional
16 lender is the holder of the lessee's interest but
17 shall not be liable for any obligations of the
18 lessee arising after the institutional lender has
19 assigned the lease; and

20 (B) Section -9(b)(1) and (2) shall not apply to
21 the lease or the demised land during such time as



1 the institutional lender holds the lease;
2 provided that:
3 (i) For non-monetary lease violations, the
4 institutional lender shall first remedy the
5 lease terms that caused the cancellation,
6 termination, or rejection to the
7 satisfaction of the board; and
8 (ii) The new lease issued to the institutional
9 lender shall terminate one hundred twenty
10 days from the effective date of issuance,
11 when the institutional lender shall either
12 sell or assign the lease, after which date
13 section -9(b)(1) and (2) shall apply to
14 the new lease;
15 (3) As long as there is a delinquent loan balance secured
16 by a security interest, the lease may not be canceled
17 or terminated, except for cancellation by reason of
18 default of the lessee, and no increase over and above
19 the fair market rent, based upon the actual use of the
20 land demised and subject to the use restrictions
21 imposed by the lease and applicable laws, may be



1 imposed or become payable, and no lands may be
2 withdrawn from the lease, except by eminent domain
3 proceedings beyond the control of the board, except
4 with prior written consent by the institutional lender
5 and that consent shall not be unreasonably withheld;
6 and

7 (4) If the lease contains any provision requiring the
8 payment of a premium to the lessor on assignment of
9 the lease, any premium shall be assessed only after
10 all amounts owing by any debt secured by a security
11 interest held by an institutional lender have been
12 paid in full.

13 (c) Ownership of both the lease and the security interest
14 by an institutional lender shall not effect or cause a merger
15 thereof, and both interests shall remain distinct and in full
16 force and effect unless the institutional lender elects in
17 writing to merge the estates with the consent of the board.

18 (d) The board may include in any consent form or document
19 provisions consistent with the intent of this section as may be
20 required to make a lease mortgageable or more acceptable for
21 mortgageability by an institutional lender.



1 (e) The rights of a purchaser, assignee, or transferee of
2 an institutional lender's security interest, including a junior
3 lien holder, shall be exercisable by the purchaser, assignee, or
4 transferee as successor in interest to the institutional lender;
5 provided that:

6 (1) The purchase, assignment, or transfer shall conform
7 with subsection (b)(4); and

8 (2) The purchase, assignment, or transfer of such rights
9 shall be reserved for and exercisable only by an
10 institutional lender.

11 Other purchasers shall not be precluded from acquiring the
12 institutional lender's security interest but shall not have
13 exercisable rights as successor in interest to the original
14 institutional lender.

15 (f) For the purposes of this section:

16 "Institutional lender" means a federal, state, or private
17 lending institution licensed to do business in the State and
18 that makes loans to qualified applicants on the basis of a lease
19 awarded for security, in whole or in part, together with any
20 other entity that acquires all or substantially all of an
21 institutional lender's loan portfolio.



1 "Making a loan" means lending of new money or the renewal
2 or extension of indebtedness owing by a qualified applicant to
3 an institutional lender, after June 30, 2006.

4 "Security interest" means any interest created or perfected
5 by a mortgage, assignment by way of mortgage, or by a financing
6 statement and encumbering a lease, land demised by the lease, or
7 personal property located at, affixed or to be affixed to, or
8 growing or to be grown upon the demised land."

9 SECTION 2. Section 141-1, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "§141-1 Duties in general. The department of agriculture
12 shall:

13 (1) Gather, compile, and tabulate, from time to time,
14 information and statistics concerning:

15 (A) Entomology and plant pathology: Insects, scales,
16 blights, and diseases injurious or liable to
17 become injurious to trees, plants, or other
18 vegetation, and the ways and means of
19 exterminating pests and diseases already in the
20 State and preventing the introduction of pests
21 and diseases not yet here; and



1 (B) General agriculture: Fruits, fibres, and useful
2 or ornamental plants and their introduction,
3 development, care, and manufacture or
4 exportation, with a view to introducing,
5 establishing, and fostering new and valuable
6 plants and industries;

7 (2) Encourage and cooperate with the agricultural
8 extension service and agricultural experiment station
9 of the University of Hawaii and all private persons
10 and organizations doing work of an experimental or
11 educational character coming within the scope of the
12 subject matter of chapters 141, 142, and 144 to 150A,
13 and avoid, as far as practicable, duplicating the work
14 of those persons and organizations;

15 (3) Enter into contracts, cooperative agreements, or other
16 transactions with any person, agency, or organization,
17 public or private, as may be necessary in the conduct
18 of the department's business and on such terms as the
19 department may deem appropriate; provided that the
20 department shall not obligate any funds of the State,
21 except the funds that have been appropriated to the



1 department. Pursuant to cooperative agreement with
2 any authorized federal agency, employees of the
3 cooperative agency may be designated to carry out, on
4 behalf of the State the same as department personnel,
5 specific duties and responsibilities under chapters
6 141, 142, 150A, and rules adopted pursuant to those
7 chapters, for the effective prosecution of pest
8 control and animal disease control and the regulation
9 of import into the State and intrastate movement of
10 regulated articles;

11 (4) Secure copies of the laws of other states,
12 territories, and countries, and other publications
13 germane to the subject matters of chapters 141, 142,
14 and 144 to 150A, and make laws and publications
15 available for public information and consultation;

16 (5) Provide buildings, grounds, apparatus, and
17 appurtenances necessary for the examination,
18 quarantine, inspection, and fumigation provided for by
19 chapters 141, 142, and 144 to 150A; for the obtaining,
20 propagation, study, and distribution of beneficial
21 insects, growths, and antidotes for the eradication of



1 insects, blights, scales, or diseases injurious to
2 vegetation of value and for the destruction of
3 injurious vegetation; and for carrying out any other
4 purposes of chapters 141, 142, and 144 to 150A;

5 (6) Formulate and recommend to the governor and
6 legislature additional legislation necessary or
7 desirable for carrying out the purposes of chapters
8 141, 142, and 144 to 150A;

9 (7) Publish at the end of each year a report of the
10 expenditures and proceedings of the department and of
11 the results achieved by the department, together with
12 other matters germane to chapters 141, 142, and 144 to
13 150A and that the department may deem proper;

14 (8) Administer a program of agricultural planning and
15 development, including the formulation and
16 implementation of general and special plans, including
17 but not limited to the functional plan for
18 agriculture; administer the planning, development, and
19 management of the agricultural park program; plan,
20 construct, operate, and maintain the state irrigation
21 water systems; plan, design, construct, operate,



1 manage, maintain, repair, demolish, and remove
2 improvements on any lands to which the department has
3 jurisdiction under title XI to support or promote
4 agriculture; review, interpret, and make
5 recommendations with respect to public policies and
6 actions relating to agricultural land and water use;
7 assist in research, evaluation, development,
8 enhancement, and expansion of local agricultural
9 industries; and serve as liaison with other public
10 agencies and private organizations for the above
11 purposes. In the foregoing, the department shall act
12 to conserve and protect agricultural lands and
13 irrigation water systems, promote diversified
14 agriculture, increase agricultural self-sufficiency,
15 and ensure the availability of agriculturally suitable
16 lands; and
17 (9) Manage, administer, and exercise control over any
18 public lands, as defined under section 171-2, that are
19 designated important agricultural lands pursuant to
20 section 205-44.5, including but not limited to



1 establishing priorities for the leasing of these
2 public lands within the department's jurisdiction."

3 SECTION 3. The following positions are established within
4 the agricultural resource management division of the department
5 of agriculture:

6 (1) One full-time equivalent (1.0 FTE) engineer V position
7 (SR26); and

8 (2) One full-time equivalent (1.0 FTE) land agent V
9 position (SR24).

10 SECTION 4. There is appropriated out of the general
11 revenues of the State of Hawaii the sum of \$1,000,000 or so much
12 thereof as may be necessary for fiscal year 2018-2019 to be
13 deposited into the agricultural enterprise special fund.

14 SECTION 5. There is appropriated out of the agricultural
15 enterprise special fund the sum of \$1,000,000 or so much thereof
16 as may be necessary for fiscal year 2018-2019 for the planning,
17 design, construction, operation, management, maintenance,
18 repair, demolition, and removal of infrastructure on lands under
19 the jurisdiction of the department of agriculture pursuant to
20 title XI, Hawaii Revised Statutes, to support and promote



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1 agriculture, including the following positions within the
2 agricultural resource management division:

- 3 (1) One full-time equivalent (1.0 FTE) engineer V position
- 4 (SR26); and
- 5 (2) One full-time equivalent (1.0 FTE) land agent V
- 6 position (SR24).

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

9 SECTION 6. In codifying the new sections added by
10 section 1 of this Act, the revisor of statutes shall substitute
11 appropriate section numbers for the letters used in designating
12 the new sections in this Act.

13 SECTION 7. New statutory material is underscored.

14 SECTION 8. This Act shall take effect on July 1, 2018.

15

INTRODUCED BY:

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S.B. NO. 2839

Report Title:

Agricultural Enterprises; Agricultural Enterprise Special Fund;
Appropriation

Description:

Establishes a new agricultural enterprise program within the department of agriculture to plan, design, construct, operate, manage, maintain, repair, demolish, and remove infrastructure on any lands under the jurisdiction of the department, to support and promote agriculture. Creates two new positions to implement the program. Establishes the agricultural enterprise special fund. Makes an appropriation.

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