STAND. COM. REP. NO. 1536-24



Honolulu, Hawaii

APR 0 1 , 2024

S.B. No. 3025 RE: H.D. 1

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

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred S.B. No. 3025, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HEMP,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Make the fine for growing hemp without a license applicable to any violation of the commercial hemp production law;
- (2) · Clarify that the Department of Agriculture shall not require inspections or sampling of hemp that duplicates inspections or sampling required by the United States Department of Agriculture; and
- (3) Repeal the requirement for the adoption of additional rules by the Department of Agriculture to address nuisance issues, including smell, noise, and excessive lighting, arising out of the activities of hemp growers.

Your Committee received testimony in support of this measure from the Department of Agriculture; Rainbow Family 808; and one individual.



STAND. COM. REP. NO. 576 -24 Page 2

Your Committee finds that, under the existing laws regulating commercial hemp production, the Department of Agriculture is only authorized to impose penalties for failing to hold a license issued by the United States Department of Agriculture and is explicitly prohibited from imposing penalties for any other conduct with respect to the production of hemp. This explicit prohibition constrains the Department of Agriculture from enforcing other laws, including the Hawaii Pesticides Law. This measure will provide the Department with greater authority to enforce the laws of the State.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3025, H.D. 1, and recommends that it pass Third Reading.

> Respectfully submitted on behalf of the members of the Committee on Judiciary & Hawaiian Affairs,

DAVID A. TARNAS, Chair



State of Hawaii



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: SB 3025, HD 1 Committee Referral: AGR, JHA Date: 3. 27. 24					
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)					
JHA Memb	oers	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)					
2. TAKAYAMA, Gregg (VC)			tan 1997 ta ang ang ang ang ang ang ang ang ang an	
3. EVSLIN, Luke A.					
4. GANADEN, Sonny			323		
5. HOLT, Daniel					
CUIVAMA Lindo					
6. ICHIYAMA, Linda				in en	
7. ILAGAN, Greggor					
				Turin e se par	
8. KONG, Sam Satoru		/			
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9. MIYAKE, Tyson K.			are of the		
10. SOUZA, Kanani				ninger stort in der sinder	<u>F. M 0</u> . 73.
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TOTAL (10)		7		-	3
The recommendation is: Adopted If joint referral, did not support recommendation.					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					