
A BILL FOR AN ACT

RELATING TO AGRICULTURE.

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

1 SECTION 1. The legislature finds that supporting local
2 agriculture and strengthening local food systems is a matter of
3 statewide importance that can improve the resilience of Hawaii's
4 economy, environment, culture, and public health. The
5 legislature further finds that setting clear and ambitious
6 target goals for the purchase of locally grown food ensures that
7 the State plays its role in supporting local farmers and
8 guarantees that revenue derived from local produce remains in
9 the State and feeds local people. Act 175, Session Laws of
10 Hawaii 2021, established a programmatic goal for the department
11 of education to provide a minimum of thirty per cent locally
12 sourced food in Hawaii public school meals by 2030. In
13 addition, the legislature also passed Act 176, Session Laws of
14 Hawaii 2021, which established five-year benchmarks ensuring a
15 certain percentage of produce that is purchased by state
16 departments is locally grown.



1 The legislature also finds that the existing goals set
2 different standards for various state departments.
3 Specifically, the programmatic goal for the department of
4 education is to locally-source at least thirty per cent of food
5 served in public schools by 2030, which is higher than other
6 state departments. Furthermore, the department of education's
7 progress towards its goal suggests that other state departments
8 should be held to the same standard for the benefit of the
9 people of Hawaii. The legislature believes that the goals to
10 provide locally-sourced food should be consistent across all
11 pertinent state departments to avoid any confusion between
12 departments.

13 Accordingly, the purpose of this Act is to:

- 14 (1) Increase the percentages of local agricultural
15 products that certain state departments and the
16 University of Hawaii system are required to purchase
17 by certain deadlines;
- 18 (2) Expand the annual reporting requirements to include
19 total spending by certain market channels;
- 20 (3) Require each relevant state department and the
21 University of Hawaii system to include a corrective



1 action plan in its respective report to the
2 legislature, should it not meet its benchmark; and
3 (4) Repeal the separate benchmark for the department of
4 education that requires thirty per cent of food served
5 in public schools to consist of locally sourced
6 products by 2030.

7 SECTION 2. Section 27-8, Hawaii Revised Statutes, is
8 amended by amending subsections (a) and (b) to read as follows:

9 "(a) The department of education, department of health,
10 department of public safety, department of defense, and
11 University of Hawaii system shall each ensure that a certain
12 percentage of the food purchased for public schools, youth
13 campuses, public hospitals, public prisons, and any purchases
14 made directly by the University of Hawaii for use in its
15 academic programs, as applicable, is fresh local agricultural
16 products and local value-added, processed, agricultural, or food
17 products as follows:

18 (1) By January 1, 2025, fresh local agricultural products
19 and local value-added, processed, agricultural, or
20 food products shall constitute a minimum of [~~ten~~
21 twenty-five per cent of the total food purchased



1 during each calendar year, as measured by the per cent
2 of total food cost;

3 (2) By January 1, 2030, fresh local agricultural products
4 and local value-added, processed, agricultural, or
5 food products shall constitute a minimum of [~~eighteen~~
6 thirty per cent of the total food purchased during
7 each calendar year, as measured by the per cent of
8 total food cost;

9 (3) By January 1, 2035, fresh local agricultural products
10 and local value-added, processed, agricultural, or
11 food products shall constitute a minimum of [~~twenty-~~
12 ~~six~~] thirty-five per cent of the total food purchased
13 during each calendar year, as measured by the per cent
14 of total food cost;

15 (4) By January 1, 2040, fresh local agricultural products
16 and local value-added, processed, agricultural, or
17 food products shall constitute a minimum of [~~thirty-~~
18 ~~four~~] forty per cent of the total food purchased
19 during each calendar year, as measured by the per cent
20 of total food cost;



1 (5) By January 1, 2045, fresh local agricultural products
2 and local value-added, processed, agricultural, or
3 food products shall constitute a minimum of [~~forty-~~
4 ~~two~~] forty-five per cent of the total food purchased
5 during each calendar year, as measured by the per cent
6 of total food cost; and

7 (6) By January 1, 2050, fresh local agricultural products
8 and local value-added, processed, agricultural, or
9 food products shall constitute a minimum of fifty per
10 cent of the total food purchased during each calendar
11 year, as measured by the per cent of total food cost.

12 (b) The department of education, department of health,
13 department of public safety, department of defense, and
14 University of Hawaii system shall each submit a report to the
15 legislature no later than twenty days prior to the convening of
16 each regular session on progress made toward meeting the
17 benchmarks described in subsection (a), including:

18 (1) The total cost of food purchased during the calendar
19 year preceding that regular session, or in the case of
20 the department of education, during the school year
21 preceding that regular session;



1 (2) The percentage of the total cost of food purchased
 2 during the calendar year preceding that regular
 3 session, accounted for by the total cost of fresh
 4 local agricultural products and local value-added,
 5 processed, agricultural, or food products purchased,
 6 or in the case of the department of education, during
 7 the school year preceding that regular session; ~~and~~

8 (3) Total spending by the following market channels:

9 (A) Directly from a farmer, fisher, rancher, or food
 10 processor;

11 (B) A food hub or farmer cooperative focused on local
 12 sourcing; and

13 (C) A specialty or broadline distributor; and

14 ~~[(3)]~~ (4) If the department or University of Hawaii system
 15 did not meet the relevant benchmark described in
 16 subsection (a), an explanation of why the department
 17 or University of Hawaii system did not meet that
 18 benchmark~~[-]~~ and a corrective action plan with
 19 specific steps and deadlines to meet the benchmark."

20 SECTION 3. Act 278, Session Laws of Hawaii 2022, section
 21 29, is amended by amending subsection (a) to read as follows:



H.B. NO. 247

1 "(a) Sections 27-8, 202-10, 304A-1751, 304A-1752, 304A-
2 1753, 304A-1754, 321-193.5, 329B-2.5, 351-11, 352-10, 353-1,
3 353-6.5, 353-8, 353-10, 353-10.5, 353-11.5, 353-13.1, 353-13.4,
4 353-16.37, 353-63.5, 353-131, 353-137, 353E-1, 353E-2, 353G-2,
5 353G-3, 353G-4, 353G-5, 353G-6, 353G-13, 353G-14, 353G-16, 353H-
6 2, 353H-2.5, 353H-3, 353H-4, 353H-6, 353H-7, 353H-8, 353H-31,
7 353H-32, 353L-3, 353L-5, 354D-1, 354D-2, 354D-8, 367D-2, 367D-8,
8 662-16, 706-604, 706-646, 706-667, 706-668.5, 706-669, 706-670,
9 706-670.5, 706-672, 706-673, 801D-4, 804-7, 844D-34, 844D-82,
10 844D-111, 846-11, 846-54, and 846E-1, Hawaii Revised Statutes,
11 are amendedd by substituting the phrase "department of
12 corrections and rehabilitation", or similar term, wherever the
13 phrase "department of public safety", or similar term, appears."

14 SECTION 4. Section 302A-405.6, Hawaii Revised Statutes, is
15 repealed.

16 ~~["**[S302A-405.6]** **Farm to school meals.** (a) By 2030, the~~
17 ~~department shall meet the local farm to school meal goal that~~
18 ~~thirty per cent of food served in public schools shall consist~~
19 ~~of locally sourced products, as measured by the percentage of~~
20 ~~the total cost of food.~~



1 ~~(b) The department shall submit an annual report to the~~
2 ~~legislature no later than twenty days prior to the convening of~~
3 ~~each regular session, beginning with the regular session of~~
4 ~~2022, containing the following information:~~

5 ~~(1) The status of the department's progress in meeting the~~
6 ~~local farm to school meal goal;~~

7 ~~(2) The percentage of food served in public schools that~~
8 ~~consists of locally sourced products, by county, as~~
9 ~~measured by the percentage of the total cost of food;~~

10 ~~(3) The costs associated with the farm to school meals~~
11 ~~program and any savings realized;~~

12 ~~(4) A list of all large purchases of locally sourced~~
13 ~~products and the identity of the seller;~~

14 ~~(5) A list of meals on a school menu consisting of the~~
15 ~~largest percentage of locally sourced products, as~~
16 ~~measured by the percentage of the total cost of food;~~

17 ~~(6) The percentage of fresh food served, by county, as~~
18 ~~measured by the percentage of the total cost of food;~~

19 ~~(7) The percentage of processed food served, by county, as~~
20 ~~measured by the percentage of the total cost of food;~~



1 ~~(8) A description of the training conducted to prepare~~
2 ~~cafeteria staff for cooking meals from scratch; and~~
3 ~~(9) The percentage of locally sourced products purchased~~
4 ~~from the department's largest distributors, as~~
5 ~~measured by the percentage of the total cost of food.~~

6 ~~(c) For the purposes of this section:~~

7 ~~"Fresh local agricultural products" means fruits,~~
8 ~~vegetables, nuts, coffee, eggs, poultry and poultry products,~~
9 ~~livestock and livestock products, milk and milk products,~~
10 ~~aquacultural and maricultural products, and horticultural~~
11 ~~products that are one hundred per cent grown, raised, and~~
12 ~~harvested in Hawaii.~~

13 ~~"Local value-added processed, agricultural, or food~~
14 ~~products" means at least fifty-one per cent of the product's~~
15 ~~primary agricultural product shall be grown, raised, and~~
16 ~~harvested in Hawaii.~~

17 ~~"Locally sourced products" means fresh local agricultural~~
18 ~~products or local value-added processed, agricultural, or food~~
19 ~~products.~~



1 ~~"Primary agricultural product" means the major agricultural~~
2 ~~product in a processed or value-added agricultural or food~~
3 ~~product."]~~

4 SECTION 5. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 6. This Act shall take effect upon its approval;
7 provided that section 3 shall take effect on January 1, 2024.

8

INTRODUCED BY: _____



JAN 19 2023



H.B. NO. 247

Report Title:

Food Contracts; Local Agricultural Products; Benchmarks;
Reporting Requirements

Description:

Increases the percentages of local agricultural products that certain departments are required to purchase by certain deadlines. Expands annual reporting requirements to include the total spending by certain market channels. Requires each relevant state departments and the University of Hawaii system to include a corrective action plan in its respective report to the legislature, should it not meet its benchmark. Repeals the separate benchmark for the department of education that requires thirty per cent of food served in public schools to consist of locally sourced products by 2030.

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

