

JOSH GREEN, M.D.
Governor

SYLVIA LUKE
Lt. Governor



SHARON HURD
Chairperson, Board of Agriculture

DEXTER KISHIDA
Deputy to the Chairperson

State of Hawai'i
DEPARTMENT OF AGRICULTURE
KA 'OIHANA MAHI'AI
1428 South King Street
Honolulu, Hawai'i 96814-2512
Phone: (808) 973-9600 FAX: (808) 973-9613



TESTIMONY OF SHARON HURD
CHAIRPERSON, BOARD OF AGRICULTURE

BEFORE THE HOUSE COMMITTEE ON AGRICULTURE & FOOD SYSTEMS

WEDNESDAY, FEBRUARY 14, 2024

9:15 AM

CONFERENCE ROOM 325 AND VIDEOCONFERENCE

HOUSE BILL NO. 2336
RELATING TO HEMP

Chair Gates, Vice Chair Kahaloa, and Members of the Committee:

Thank you for the opportunity to testify on House Bill No. 2336. This bill repeals the requirement for additional rules by the Department of Agriculture (DOA) to address nuisance issues, including smell, noise, and excessive lighting arising out of the activities of hemp growers. Clarifies that the Department of Agriculture will not require testing or sampling of hemp that duplicates testing and sampling required by the United States Department of Agriculture but retain the authority to enforce other applicable state laws, such as Hawaii Pesticides Law. The DOA strongly supports this measure.

DOA does not find it necessary or appropriate to create additional rules under section 141-43 (a), Hawaii Revised Statutes (HRS) to address nuisance issues, including smell, noise, and excessive lighting arising out of the activities of hemp growers. Pre-existing regulations and authority under the Department of Health and county land use ordinances already address (and are the appropriate method of addressing) the areas of nuisance referenced. DOA has serious concerns regarding the



creation of a duplicative enforcement framework that may result in confusion and challenge due to incompatible oversight and conflicting actions and decisions.

Additionally, this bill amends section 142-42 (c), HRS which currently prohibits the State from imposing any forms of penalties for the production of hemp which would also prohibit penalties against hemp growers for the illegal use of pesticides or the production of hemp within buffer zones. The DOA would like to strengthen the State's ability to enforce such penalties.

Thank you for the opportunity to testify on this measure.

HB-2336

Submitted on: 2/12/2024 2:36:39 PM

Testimony for AGR on 2/14/2024 9:15:00 AM

Submitted By	Organization	Testifier Position	Testify
Ted Bohlen	Climate Protectors Hawaii	Support	Written Testimony Only

Comments:

The Climate Protectors Hawai‘i support facilitating hemp production for use as hempcrete, a building material that sequesters carbon. Replacing carbon-intensive cement will reduce climate warming. Mahalo!

Climate Protectors Hawaii (by Ted Bohlen)